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C. W. Chase













JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

Commonwealth of Massachusetts,

1868.

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# JOURNAL.

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The eighty-ninth General Court of the Commonwealth of Massachusetts convened at the State House, in Boston, on the first Wednesday in January, being the first day thereof, in the year one thousand eight hundred and sixty-eight, and of the Independence of the United States of America the ninety-first year. And the members elect of the House of Representatives having assembled in the Representatives' chamber, were called to order at a quarter past eleven o'clock, by Hon. Thomas F. Plunkett of Pittsfield, the eldest senior member present. Preliminary organization.

By request of the presiding officer, prayer was offered by Rev. Levi A. Abbott of Middleborough, a member of the House.

On motion of Mr. Livermore of Cambridge,—

*Ordered*, That a committee of five be appointed to inform the Secretary of the Commonwealth that the House has been called to order.

And Messrs. Livermore of Cambridge, Mudge of Danvers, Foster of Billerica, Waitt of Nantucket, and Haynes of Springfield, were appointed the committee.

Thereupon, the Secretary transmitted to the House a list of all the persons returned as representatives, with the original certificates of their election, which had been returned to his office.

On motion of Mr. Wilder of Boston,—

*Ordered*, That a committee of five be appointed to collect the certificates of election held by the members elect, and ascertain whether a quorum of the House is present.

And Messrs. Wilder of Boston, McFarland of West Boylston, Crittenden of Otis, Leavitt of Charlemonst, and Bonney of Hanover, were appointed the committee.

And the committee having reported that a quorum is present,—



On motion of Mr. Bates of Westfield,—

*Ordered*, That a committee of five be appointed to wait on the Governor, and inform him that a quorum of the House is assembled, and that the members are ready to be qualified.

And Messrs. Bates of Westfield, Mixer of Hardwick, Gargan of Boston, Ruggles of Dorchester, and Knowlton of Upton, were appointed the committee.

And the committee having discharged the duty assigned to them, reported accordingly.

Oaths administered.

Soon afterwards, His Excellency the Governor, with the Lieutenant-Governor and the Council and the Secretary of the Commonwealth, came in, and the oaths and affirmations required by the constitution and laws were administered by His Excellency to the members present, and subscribed by them, after which the Governor, with the Lieutenant-Governor, the Council and the Secretary, withdrew.

On motion of Mr. Potter of Arlington,—

*Ordered*, That a committee of five be appointed to receive, sort and count the votes for Speaker.

And Messrs. Potter of Arlington, Adams of Newburyport, DeWolf of Chester, Leonard of Somerset, and Bradley of Tisbury, were appointed the committee.

Election of Speaker.

Mr. Potter, from the committee, afterwards reported as follows :—

Whole number of votes, two hundred and sixteen ; necessary for a choice, one hundred and nine. HARVEY JEWELL of Boston, one hundred and fifty-one ; Charles R. Train of Boston, forty-three ; James A. Fox of Boston, twenty ; Levi A. Abbott of Middleborough, two.

And Mr. JEWELL was elected, and declaration was made accordingly ; and the Speaker was conducted to the chair by a committee consisting of Messrs. Thompson of Boston, and Walker of Springfield.

On motion of Mr. Tilton of Boston,—

*Ordered*, That a committee of five be appointed to receive, sort, and count the votes for Clerk.

And Messrs. Tilton of Boston, Williams of Worcester, Seaver of Roxbury, Hughes of Somerville, and Dennett of Taunton, were appointed the committee.

Election of Clerk.

Mr. Tilton, from the committee, afterwards reported as follows :—

Whole number of votes, two hundred and thirty-four ; necessary for a choice, one hundred and eighteen. William

S. Robinson of Malden, one hundred and fifty-two; Henry A. Marsh of Amherst, eighty-one; William A. Crafts of Roxbury, one.

Mr. Robinson having been elected, was conducted to the Council chamber by a committee consisting of the chairman of the committee appointed to receive the votes, and having been qualified by taking the oaths and affirmations required by the constitution and laws, report was made accordingly to the House.

On motion of Mr. Train of Boston,—

*Ordered*, That a committee of five be appointed to notify the Senate that the House has been organized by the election of a Speaker and Clerk. Senate notified.

And Messrs. Train of Boston, Stearns of Milford, Porter of Hatfield, Wood of New Bedford, and Rogers of Orleans, were appointed the committee.

And Mr. Train from the committee afterwards reported that the committee has attended to this duty.

On motion of Mr. Thompson of Boston,—

*Ordered*, That a committee of five be appointed to inform the Governor and Council that the House has been organized by the election of Speaker and Clerk. Governor notified.

And Messrs. Thompson of Boston, Crowell of Dennis, Towne of Fitchburg, Plunkett of Pittsfield, and Daniell of Needham, were appointed the committee.

And Mr. Thompson from the committee afterwards reported that the committee had attended to this duty.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the rules and orders of the last House be adopted for the government of this House, until otherwise ordered. Rules and Orders.

On motion of Mr. Fox of Boston,—

*Ordered*, That 11½ o'clock, to-morrow, be assigned for the drawing of seats. Seats.

On motion of Mr. Gaylord of Boston,—

*Ordered*, That 12 o'clock, to-morrow, be assigned for the election of Chaplain. Chaplain.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the House will meet at 11 o'clock, A. M., to-morrow, and until otherwise ordered. Hour of meeting.

A message was received from the Senate announcing that that branch had been organized by the choice of Hon. George Senate organized.

O. Brastow, of the Second Middlesex District, as President, and Stephen N. Gifford, Esq., of Duxbury, as Clerk.

Sergeant-at  
arms.

Afterwards a second message was received, announcing that the Senate had made choice, on its part, of Hon. John Morissey of Plymouth, as Sergeant-at-Arms.

On motion of Mr. Tompkins of Boston,—

*Ordered*, That a committee of five be appointed to receive, sort and count the votes for Sergeant-at-Arms, on the part of the House.

And Messrs. Tompkins of Boston, Drew of Plymouth, Williams of Lowell, Seaver of Roxbury, and Potter of Arlington, were appointed the committee.

Elected.

Afterwards Mr. Tompkins, from the committee, reported as follows:—

Whole number of votes, two hundred and thirteen; necessary to a choice, one hundred and seven. John Morissey has one hundred and seven; William H. Lawrence, fifty-seven; John W. Stevens, thirteen; John W. Kimball, thirteen; Willard A. Harrington, six; Ormond F. Nims, five; L. Stevenson, Jr., four; Ansel D. Wass, four; E. W. James, three; E. E. Williamson, one.

And Mr. Morissey was elected Sergeant-at-Arms on the part of the House, and the Clerk was charged with a message to the Senate to announce his election.

Thomas  
Rice, Jr.

Mr. Allen, of Newton, presented the memorial of Thomas Rice, Jr., of Newton, relative to the election of Councillor in the third Councillor District, and claiming to be elected, instead of A. K. P. Welch, Esq.

Laid upon the table.

The Speaker presented the following communication addressed to him:—

Boston, January 1, 1868.

Resignation  
of a member.

SIR:—Having been elected to both branches of the Legislature, and taken my seat in the Senate, I beg leave to resign my position as representative from the Seventh Norfolk Representative District.

I have the honor to be,

Yours respectfully,

EDWARD AVERY.

Precept to  
fill vacancy.

On motion of Mr. Adams of Quincy, the Speaker was directed to issue a precept for an election in the Seventh Norfolk District, to fill the vacancy occasioned by the resignation of Mr. Avery.

On motion of Mr. Ordway of Boston,—

*Ordered*, That the Sergeant-at-Arms be directed to see that work is suspended on the upper part of the hall during the sessions of the House. Work on hall suspended.

Mr. Wilson of Beverly, member elect of the House, not having been qualified with the other members, presented his credentials, and was conducted to the Council chamber by a committee consisting of Mr. King of Boston, and having been qualified by taking the oaths and affirmations, took his seat in the House. Member qualified.

On motion of Mr. Abbott of Middleborough,—

*Ordered*, That Messrs. Wadsworth of Duxbury, Crowell of Dennis, Plunkett of Pittsfield, and Bates of Westfield, be allowed to select seats in the House before the drawing of seats. Seats.

*Papers from the Senate.*

*Ordered*, In concurrence, that Messrs. Sawyer, Chace, Mudge, Sutton and Chaffee, of the Senate, and Messrs. Parsons of Brookline, Williams of Boston, Stanwood of Roxbury, Worcester of Clinton, Wardwell of Swampscott, Lane of Leominster, and Shortle of Provincetown, of the House, be a committee to whom shall be referred the returns of votes for Governor, Lieutenant-Governor, Secretary, Treasurer and Attorney-General. Also, Committee on votes for Governor, &c.

*Ordered*, In concurrence, That Messrs. Needham, Wilcox and Dame, of the Senate, and Messrs. Bates of Westfield, Howland of Lynn, Williams of Worcester, Abbott of Middleborough, and Field of Shelburne, of the House, be a committee to whom shall be referred the returns of votes for Councillors. Committee on votes for Councillors.

On motion of Mr. Allen of Newton, the memorial of Thomas Rice, Jr., was taken from the table and referred to the committee on Votes for Councillors, and sent up for concurrence. Thomas Rice, Jr.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That a committee of seven, with such as the Senate may join, be a committee to prepare joint rules and orders for the government of the two branches. And Messrs. Dana of Cambridge, Train of Boston, Bates of Westfield, Adams of Quincy, Thompson of Boston, Parsons of Brookline, and Walker of Springfield were appointed the committee. Rules and Orders.

Sent up to be joined.

On motion of Mr. Dana, the committee on the part of the House were instructed to prepare rules and orders for the government of the House.

Public wor-  
ship.

*Ordered,* In concurrence, that Messrs. Sutton, Claflin and Fay, of the Senate, and Messrs. Mixter of Hardwick, Nash of Boston, Francis of Lowell, Cox of Malden, Appleton of Southborough, Pierce of Boston, and Lathrop of Huntington, of the House, be a committee to wait on the Governor and Council, and inform them that the two branches are now ready to join them in attendance upon public worship.

Afterwards, Mr. Mixter, from the committee, reported that they had attended to this duty, and that the Governor had desired the committee to inform the House that he would forthwith join them, in company with the Council.

Whereupon, on motion of Mr. Dennett of Taunton, the House

Adjourned.

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THURSDAY, January 2, 1868.

Mét according to adjournment.

Prayer was offered by Rev. Mr. Gaylord of Boston, a member of the House.

The journal of yesterday was read and approved.

Report on  
votes for  
State Officers

The report of the joint committee on votes for Governor and other State officers, accepted in the Senate, came down, and was accepted in concurrence.

The committee report as follows :—

*For Governor.*

ALEXANDER H. BULLOCK, of Worcester, has ninety-eight thousand three hundred and six votes.

JOHN QUINCY ADAMS, of Quincy, has seventy thousand three hundred and sixty votes.

All other persons have one hundred and twenty-five votes.

*For Lieutenant-Governor.*

WILLIAM CLAFLIN, of Newton, has one hundred thousand three hundred and eighty-one votes.

GEORGE M. STEARNS, of Chicopee, has sixty-eight thousand five hundred and twenty-seven votes.

All other persons have twenty votes.

*For Secretary of the Commonwealth.*

OLIVER WARNER, of Northampton, has one hundred and one thousand one hundred and ninety-two votes.

CHARLES BRIMBLECOM, of Barre, has sixty-seven thousand eight hundred and forty-six votes.

All other persons have eighty-seven votes.

*For Treasurer and Receiver-General.*

JACOB H. LOUD, of Plymouth, has one hundred and one thousand and forty-seven votes.

HARVEY ARNOLD, of Adams, has sixty-four thousand four hundred and eight votes.

HENRY ARNOLD, of Adams, has three thousand three hundred and sixty-seven votes.

All other persons have two hundred and ten votes.

*For Auditor.*

HENRY S. BRIGGS, of Pittsfield, has one hundred thousand six hundred and eighty-one votes.

ARTHUR F. DEVEREUX, of Roxbury, has sixty-seven thousand seven hundred and seventy-four votes.

All other persons have three hundred and seventy-six votes.

*For Attorney-General.*

CHARLES ALLEN, of Boston, has one hundred thousand eight hundred and eighty-four votes.

WILLIAM C. ENDICOTT, of Salem, has sixty-six thousand seven hundred and twenty votes.

All other persons have six hundred and thirty-one votes.

And it appears from said returns that the following officers of the Commonwealth are duly elected:—

*Governor*,—ALEXANDER H. BULLOCK, of Worcester.

*Lieutenant-Governor*,—WILLIAM CLAFLIN, of Newton.

*Secretary*,—OLIVER WARNER, of Northampton.

*Treasurer and Receiver-General*,—JACOB H. LOUD, of Plymouth.

*Auditor*,—HENRY S. BRIGGS, of Pittsfield.

*Attorney-General*,—CHARLES ALLEN, of Boston.

Mr. Wright of Lawrence presented the petition of F. W. Bird and others for authority to construct a railroad; which was laid upon the table. E. Walpole  
Branch R.R.

At 11½ o'clock, the special assignment, viz.: the drawing of seats, was called up, and on motion of Mr. Dana of Cambridge, was postponed until Tuesday, at the same hour.

And on motion of Mr. Train of Boston, the subject of seating the members was referred to the committee on Rules and Orders on the part of the House.

On motion Mr. Allen of Newton, Mr. Warren of Waltham was permitted to select a seat before the drawing.

Election of  
Chaplain

At 12 o'clock, according to assignment yesterday, the House proceeded to the election of Chaplain.

And Messrs. Gaylord of Boston, Towne of Fitchburg, White of Charlestown, Champney of Cheshire, and Bullard of Dedham, were appointed a committee to receive, sort and count the votes.

Mr. Gaylord afterwards reported as follows:—

Whole number of votes, two hundred and nineteen; necessary for a choice, one hundred and ten. Rev. William R. Alger of Boston, has one hundred and thirteen; Rev. Charles C. Sewall of Medfield, sixty-three; Rev. S. B. Stewart of Lynn, thirty-three; Rev. Thomas Scully of Cambridge, four; Rev. J. M. Manning of Boston, two; Rev. E. H. Capen of Gloucester, one; Rev. D. A. Wasson of Medford, one; Rev. C. D. Bradley of Boston, one; Rev. N. M. Gaylord of Boston, one.

Mr. Alger was elected, and declaration made accordingly; and

On motion of Mr. Gaylord, the Clerk was directed to notify him of his election.

Adjourned.

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FRIDAY, January 3, 1868.

Met according to adjournment.

Chaplain.

Rev. William R. Alger, the Chaplain elect, having signified his acceptance of the office, appeared, and prayer was offered by him.

The journal of yesterday was read and approved.

Treasurer's  
and Auditor's  
expenses

The Speaker presented the annual reports of the Treasurer and the Auditor, concerning the expenses of their departments for 1867; which were severally laid upon the table.

State Direct-  
ors Western  
Railroad.

Mr. Williams of Boston, presented the report of the State Directors of the Western Railroad Corporation and the Boston and Albany Railroad Company; which was laid upon the table and ordered to be printed.

Report on  
votes for  
Councillors.

The report of the joint special committee to whom was referred the votes for Councillors, accepted in the Senate, came down and was accepted in concurrence. The committee reported that the following named persons were elected Councillors:—

- District No. 1. JOHN S. BRAYTON, of Fall River.  
 " " 2. CHARLES ENDICOTT, of Canton.  
 " " 4. PETER HARVEY, of Boston.  
 " " 5. ROLAND G. USHER, of Lynn.  
 " " 6. THOMAS TALBOT, of Billerica.  
 " " 7. CHARLES ADAMS, Jr., of N. Brookfield.  
 " " 8. HORATIO G. KNIGHT, of Easthampton.

The committee further report, that having had certain petitions relating to the councillor election in District No. 3 referred to them, they are unable at this time to report upon the election in that district, and ask for further time to make up their report.

Mr. Dana of Cambridge, from the committee appointed to prepare joint rules and orders, reported that the joint rules and orders of the last Legislature should be adopted with the following amendments:—

Joint Rules  
and Orders.

Striking out the words, "except by unanimous consent," from the 13th rule.

Striking out from rule 17th the words, "extra copies (not exceeding eight hundred) of any report, bill or amendment, pending before either branch, may be printed by special order of its committee."

Adding to the rule the following: "Leave to report in print shall not be construed to authorize the printing of extended reports of evidence."

The report was considered and accepted, and sent up for concurrence.

Mr. Dana, from the committee on Rules and Orders, on the part of the House, reported that the rules and orders of the last House should be adopted with the following amendments, viz.:

Rules and  
Orders of  
House.

In Rule 37 inserting the words "Rules fifty-two and" before the word "sixty."

In Rule 46 strike out the words "oldest monitor present," and substitute "any monitor present designated by the Clerk."

For Rule 52 substitute the following: "Use of the Representatives' Chamber shall not be granted for any purpose, unless by a vote of four-fifths of the members present."

Mr. Dana, from the same committee, also reported the following order:—

*Ordered*, That the chairmen of the committees on the Judiciary and Finance, and such members as the House shall especially order, may select their seats before the drawing of seats.

Drawing of  
seats.



The report was considered and accepted, and the order was adopted.

On motion of Mr. Parsons of Brookline,—

Manual.

*Ordered*, That the Clerks of the two branches cause to be printed and bound in a suitable form two thousand copies of the rules and orders of the two branches, with lists of the several standing and special committees, together with such other matter as may be considered practicable in a legislative manual.

Sent up for concurrence.

Governor  
and Lt Gov.  
notified.

*Ordered*, In concurrence, that Messrs. Weston, Crane and Brooks of the Senate, and Messrs. Nash of Boston, Woodwell of Newburyport, Howe of Bolton, Smith of Fall River, Kittredge of Hinsdale, Ward of Amherst, and Fiske of Weston, of the House, be a committee to inform the Hon. Alexander H. Bullock that he has been elected in the manner prescribed by the constitution Governor of the Commonwealth for the current political year, and that the Legislature will be ready to attend upon him in taking and subscribing the oaths required by the constitution, to qualify him for that office, as soon as will suit his convenience.

Also, to inform the Hon. William Claflin that he has been duly elected Lieutenant-Governor of the Commonwealth for the current political year, and that the Legislature will attend to his being qualified when agreeable to him.

Afterwards, Mr. Nash, from the committee, reported that they had attended to the duty assigned them, and that the Governor elect and the Lieutenant-Governor elect had respectively signified their acceptance of the offices to which they had been elected, and that they would meet the Legislature forthwith for the purpose of being qualified.

On motion of Mr. Train of Boston, the Clerk was charged with a message to the Senate, proposing a joint convention forthwith, for the purpose of administering the oaths to the Governor and Lieutenant-Governor elect.

And a message was afterwards received from the Senate announcing the concurrence of that branch in the proposition.

And qualified.

The Senate then came in, and its President took the chair, and the two houses being in convention, a committee consisting of Messrs. Wheeler, Snow and Gould of the Senate, and Messrs. Dana of Cambridge, Thompson of Boston, Crowell of Dennis, Parsons of Brookline, Wilson

of Beverly, Wallace of Pepperell, and Hammond of Plympton, of the House, was appointed to wait upon the Governor and Lieutenant-Governor elect, and inform them that the two branches are now in convention, and are ready to attend to the administration of the oaths of office.

And Mr. Wheeler afterwards reported that the committee had performed this duty.

And the Governor and Lieutenant-Governor elect then came in, accompanied by various civil and military officers of the Commonwealth.

The oaths and affirmations of office were then, in the presence of the two houses, and before the President of the Senate, administered to and subscribed by ALEXANDER H. BULLOCK, as Governor, and WILLIAM CLAFLIN, as Lieutenant Governor, and proclamation thereof was made by the Secretary of the Commonwealth.

His Excellency the Governor then delivered an address to the Senators and Representatives. Address.

After which the Governor and Lieutenant-Governor withdrew, and the convention was dissolved, and the Senate returned to its chamber.

*Ordered*, In concurrence, that the Secretary of the Commonwealth give notice to Messrs. John S. Brayton, Charles Endicott, Peter Harvey, Roland G. Usher, Thomas Talbot, Charles Adams, Jr., and Horatio G. Knight, that they have been elected Councillors, to advise with the Governor in the executive part of the government for the current political year. Councillors notified.

Notice was afterwards received from the Secretary that he had notified the above named gentlemen of their election, and that they had severally signified their acceptance of the office, and their readiness to be qualified.

A message was received from the Senate, proposing a joint convention forthwith, for the purpose of administering the oaths of office to the Councillors elect.

And on motion of Mr. Potter of Arlington, the House concurred in the proposition, and the Clerk was charged with a message to the Senate to that effect.

The Senate then came in, and its President took the chair, and the two branches being in convention, a committee, consisting of Messrs. Cheever, Pond and McPhail of the Senate, and Messrs. Williams of Boston, Brownell of Westport, Cook of Richmond, Towne of Topsfield, and Brown of New Bedford, of the House, was appointed to wait upon the Councillors elect, and inform them that the two branches And qualified.

are in convention for the purpose of administering the oaths required by the constitution to qualify them for office.

The committee, having attended to the duty assigned them, report was made accordingly, and soon afterwards the Councillors elect, Messrs. John S. Brayton, Charles Endicott, Peter Harvey, Roland G. Usher, Thomas Talbot, Charles Adams, Jr., and Horatio G. Knight, came in, and in presence of the two houses, and before the President of the Senate, the necessary oaths were taken and subscribed by them, and declaration was made accordingly.

The convention was then dissolved, and the Senate returned to its chamber.

On motion of Mr. Fox of Boston,—

Governor notified of the election of Councillors.

*Ordered*, That the Secretary of the Commonwealth give notice to the Governor that Messrs. John S. Brayton, Charles Endicott, Peter Harvey, Roland G. Usher, Thomas Talbot, Charles Adams, Jr., and Horatio G. Knight have been duly elected and qualified as Councillors, to advise him in the executive part of the government for the current political year.

Sent up for concurrence.

Committee on Governor's address.

*Ordered*, In concurrence, that Messrs. Pitman, Bowerman and Gaston of the Senate, and Messrs. Walker of Springfield, Adams of Quincy, Abbott of Middleborough, Plunkett of Pittsfield, Hewins of West Roxbury, Lombard of Warren, and Blasdel of Lexington, be a committee to consider and report what reference shall be made of the several portions of the Governor's address.

Adjourned.

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SATURDAY, January 4, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Contested seat.  
L.A. Abbott.

Mr. Child of Boston presented the petition of Jacob B. Shaw of Middleborough, claiming the seat in the House now occupied by Levi A. Abbott, as Representative from the 9th Plymouth District. Laid upon the table.

Governor's address referred.

The report of the joint committee appointed to consider what disposition shall be made of the several portions of the Governor's address, accepted in the Senate, came down and was considered and accepted in concurrence, as follows:—

That so much of the address as relates to education, deaf mutes and natural history, be referred to the committee on Education.

So much as relates to charities and institutions of reform, to the committee on Public Charitable Institutions.

So much as relates to the laws of settlement, to a joint special committee of three on the part of the Senate and seven on the part of the House.

So much as relates to the state prison, to the committee on Prisons.

So much as relates to the militia, the state agency at Washington, and paymasters and bounties, to the committee on Military Affairs.

So much as relates to the Troy and Greenfield Railroad and Hoosac Tunnel, to the committee on that subject.

So much as relates to Agriculture and the Agricultural College, to the committee on Agriculture.

So much as relates to savings banks, to the committee on Banks and Banking.

So much as relates to inland fisheries, to the committee on the Fisheries.

So much as relates to the harbors of Boston and Cape Cod, to the committee on Harbors.

So much as relates to the sale of intoxicating liquors and the State Constabulary, to a joint special committee of five on the part on the Senate and twelve on the part of the House.

So much as relates to the State House, to the committee on the State House.

So much as relates to national affairs, to the committee on Federal Relations.

The report of the committee appointed to prepare joint rules and orders, came back from the Senate, that branch having amended the same by omitting from the list of joint standing committees the committee on Military Claims.

Joint rules and orders.

The report was considered and the House concurred in this amendment.

On motion of Mr. Dennett of Taunton,—

*Ordered*, That five thousand extra copies of the Governor's address be printed for the use of the Legislature.

Printing of Governor's address.

Sent up for concurrence.

Mr. Thompson of Boston offered an order that, when the House adjourns, it do adjourn to meet again on Wednesday, at 2 o'clock, P. M.

Adjournment or prorogation.

Mr. Dana of Cambridge moved to amend by substituting an order for a committee of seven members of the House, with such as the Senate may join, to wait upon the Governor, and request him, with the advice and consent of the

Council, to prorogue the Legislature to Monday, Jan. 20, at 2 o'clock, P. M.

The motion to amend was rejected, and the motion made by Mr. Thompson was agreed to.

On motion of Mr. Williams of Taunton,—

Drawing of  
seats.

*Ordered*, That Wednesday next, at half past two o'clock, be assigned for the drawing of seats.

List of com-  
mittees to be  
printed.

*Ordered*, In concurrence, that the Clerks of the two branches cause to be prepared a list of the committees, in suitable memorandum form, for the use of the members of the Legislature.

Adjourned.

WEDNESDAY, January 8, 1868.

Met according to adjournment.

The journal of Saturday was read and approved.

Monitors.

The Speaker appointed the monitors of the House, as follows:—

*First Division*.—Messrs. White of Charlestown, and Tompkins of Boston.

*Second Division*.—Messrs. Stevens of South Danvers, and Field of Leverett.

*Third Division*.—Messrs. Richmond of Lakeville, and Heywood of Westford.

*Fourth Division*.—Messrs. Wilson of Boston, and Shortle of Provincetown.

*Fifth Division*.—Messrs. Pond of Franklin, and Wood of Grafton.

*Sixth Division*.—Messrs. Wardwell of Swampscott, and Lane of Norton.

House com-  
mittees.

The standing committees of the House were also announced, as follows:—

*On the Judiciary*.—Messrs. Dana of Cambridge, Adams of Quincy, Train of Boston, Tarbox of Lawrence, Howland of Lynn, Lathrop of Huntington, and Morton of Boston.

*On Matters of Probate and Chancery*.—Messrs. Bates of Westfield, Hervey of Medford, Hobbs of Roxbury, Field of Shelburne, Williams of Lowell, Fiske of Weston, and Pierce of Boston.

*On Finance*.—Messrs. Walker of Springfield, Parsons of Brookline, Thayer of Adams, Rich of Boston, Heywood of

Gardner, Bixby of North Bridgewater, and Williams of Worcester.

*On Elections.*—Messrs. Child of Boston, Chase of Yarmouth, Chapin of Granby, Cushing of Hingham, Pool of Rockport, Sprague of Taunton, and White of Winchendon.

*On Bills in the Third Reading.*—Messrs. Howland of Lynn, Shurtleff of Boston, Bullard of Dedham, Hammond of Plympton, Wing of Uxbridge, Proctor of Lynn, and Morey of Williamstown.

*On Engrossed Bills.*—Messrs. Rand of Charlestown, Tilton of Boston, King of Rehoboth, Waters of Salem, Warren of Waltham, Raymond of Weymouth, and Stebbins of Worcester.

*On County Estimates.*—Messrs. Cornell of New Bedford, Bradley of Tisbury, Ranney of Ashfield, McFarland of West Boylston, and Meserve of Roxbury.

*On the Pay Roll.*—Messrs. McDuffie of Cambridge, Crane of Stoughton, Hulburt of Great Barrington, Cunningham of Charlestown, and McKenzie of Essex.

*On Leave of Absence.*—Messrs. Adams of Newburyport, Capen of Sharon, Hathaway of Charlton, Mann of Natick, and Howard of Randolph.

*On Public Buildings.*—Messrs. Smith of Lowell, Ford of Wrentham, Whitehouse of Boston, Beaman of Princeton, and Packard of Abington.

*On Printing.*—Messrs. Clark of Belmont, Kellogg of Lynn, Bonney of Hanover, Cook of Gloucester, and Tobin of Boston.

In concurrence, the Joint Standing Committees were appointed, as follows:—

Joint standing committees.

*On Accounts.*—Messrs. Mudge of Worcester, and Oliver of Middlesex, of the Senate; Messrs. Hill of Boston, Warren of Stow, Van Dusen of Stockbridge, Gargan of Boston, and Bridges of Newton, of the House.

*On Agriculture.*—Messrs. Needham of Middlesex, and Brooks of Franklin, of the Senate; Messrs. Howe of Bolton, Field of Northfield, Sessions of Wilbraham, Porter of Hatfield, and Gates of Lowell, of the House.

*On Banks and Banking.*—Messrs. Alexander of Hampden, and Claflin of Middlesex, of the Senate; Messrs. Livermore of Cambridge, Tilton of Boston, Crowell of Dennis, Farnum of Blackstone, and Kittredge of Hinsdale, of the House.

*On Claims.*—Messrs. Allen of Suffolk, and Giles of Suffolk, of the Senate; Messrs. Swain of Easton, Lane of Leo-

minster, Hart of Fall River, Appleton of Southborough, and Smith of Boston, of the House.

*On Education.*—Messrs. Clark of Middlesex, and Brown of Worcester, of the Senate; Messrs. Goddard of Worcester, Gaylord of Boston, Abbott of Middleborough, Ordway of Boston, and Allen of Newton, of the House.

*On Federal Relations.*—Messrs. Pitman of Bristol, and Fay of Worcester, of the Senate; Messrs. Walker of Springfield, Ward of Amherst, Adams of Quincy, Brown of New Bedford, and Collins of Boston, of the House.

*On the Fisheries.*—Messrs. Sutton of Essex, and Weston of Plymouth, of the Senate; Messrs. Sanford of Wareham, Adams of Newburyport, Wardwell of Swampscott, McFarlin of Lowell, and Simmons of Barnstable, of the House.

*On Harbors.*—Messrs. Chace of Bristol, Snow of the Cape, and Bowerman of Berkshire, of the Senate; Messrs. Parsons of Brookline, Francis of Lowell, Dana of Cambridge, Goddard of Worcester, Seaver of Roxbury, Cox of Malden, and Carruth of Chelsea, of the House.

*On the Library.*—Messrs. Ingalls of Suffolk, Clark of Middlesex, and Crane of Suffolk, of the Senate; Messrs. Brown of Marblehead, Stearns of Milford, and Thompson of Worcester, of the House.

*On Manufactures.*—Messrs. Pond of Worcester, and Stevens of Essex, of the Senate; Messrs. Plunkett of Pittsfield, Blackinton of Attleborough, Walker of Worcester, Wiley of North Andover, and Leonard of Somerset, of the House.

*On Mercantile Affairs.*—Messrs. Tweed of Bristol, and McPhail of Suffolk, of the Senate; Messrs. Nash of Boston, Jackman of Newburyport, Gould of Melrose, White of Charlestown, and Kingman of Cummington, of the House.

*On Insurance.*—Messrs. Crane of Suffolk, and Chace of Bristol, of the Senate; Messrs. Williams of Taunton, Foster of Billerica, Knowlton of Upton, Long of Charlestown, and Reynard of New Bedford, of the House.

*On Military Affairs.*—Messrs. Schouler of Essex, and Oliver of Middlesex, of the Senate; Messrs. Thompson of Boston, Peirson of Salem, Wilder of Boston, Champney of Cheshire, and Mansfield of South Reading, of the House.

*On Parishes and Religious Societies.*—Messrs. Avery of Norfolk, and Needham of Middlesex, of the Senate; Messrs. Wallace of Pepperell, Corbin of Oxford, Smith of Fall River, Hart of Woburn, and Towne of Topsfield, of the House.

*On Prisons.*—Messrs. Todd of Essex, and Smith of Middlesex, of the Senate; Messrs. Brownell of Westport,

Hughes of Somerville, Cook of Richmond, Whitney of Boston, and Huntington of Amesbury, of the House.

*On Public Charitable Institutions.*—Messrs. Pitman of Bristol, and Fay of Worcester, of the Senate; Messrs. Arnold of Northampton, Hooker of Cambridge, Towle of Haverhill, Gould of Brewster, and Cawley of Boston, of the House.

*On Public Lands.*—Messrs. Weston of Plymouth, and Cheever of Suffolk, of the Senate; Messrs. Mudge of Danvers, King of Boston, Seaver of Roxbury, Watson of Leicester, and Runey of Somerville, of the House.

*On Railways and Canals.*—Messrs. Alexander of Hampden, and Chaffee of Middlesex, of the Senate; Messrs. Mixer of Hardwick, Potter of Arlington, Drew of Plymouth, Wright of Lawrence, and Ruggles of Fitchburg, of the House.

*On Horse Railways.*—Messrs. Wilcox of Berkshire, and Penniman of Norfolk, of the Senate; Messrs. Towne of Fitchburg, Potter of Greenfield, Wood of New Bedford, Ruggles of Dorchester, and Blanchard of Boston, of the House.

*On Roads and Bridges.*—Messrs. Gould of Barnstable, and Todd of Essex, of the Senate; Messrs. Leavitt of Charlemon, Blasdel of Lexington, Shaw of Springfield, Bullard of Dedham, and Fay of Boston, of the House.

*On the State House.*—Messrs. Snow of the Cape, and Giles of Suffolk, of the Senate; Messrs. Haynes of Springfield, Barker of Dartmouth, Woodwell of Newburyport, Blood of Lawrence, and Stanwood of Roxbury, of the House.

*On Towns.*—Messrs. Fuller of Hampden, and Crocker of Plymouth, of the Senate; Messrs. Williams of Boston, Daniell of Needham, Perkins of Bridgewater, Crittenden of Otis, and Lombard of Warren, of the House.

*On the Hoosac Tunnel and the Troy and Greenfield Railroad.*—Messrs. Bowerman of Berkshire, Wheeler of Worcester, and Sawyer of Hampshire, of the Senate; Messrs. Francis of Lowell, Thompson of Boston, Potter of Arlington, Fox of Boston, Towne of Fitchburg, Dennett of Taunton, and Judd of Fairhaven, of the House.

In concurrence, the following joint committees were appointed on the Governor's address:—

*On so much of said Address as relates to the Laws of Settlement.*—Messrs. Gaston of Norfolk, Sutton of Essex, and Pitman of Bristol, of the Senate; Messrs. Train of Boston,

Joint committees on Governor's address.



Waitt of Nantucket, Lee of Manchester, DeWolf of Chester, Souther of Boston, Hewins of West Roxbury, and Whiting of Pembroke, of the House.

*On the Sale of Intoxicating Liquors, and the State Constabulary.*—Messrs. Allen of Suffolk, Cheever of Suffolk, Pond of Worcester, Dame of Essex, and Fuller of Hampden, of the Senate; Messrs. Train of Boston, Dana of Cambridge, Adams of Quincy, Walker of Springfield, Bates of Westfield, Abbott of Middleborough, Plunkett of Pittsfield, Wallace of Pepperell, Wilder of Boston, Mixter of Hardwick, Francis of Lowell, and Nash of Boston, of the House.

Western  
Bank.

Mr. Walker of Springfield presented the report of the receivers of the Western Bank; which was referred to the committee on Banks and Banking.

Roxbury Gas  
Light Co.

Mr. Seaver of Roxbury, the petition of the Roxbury Gas Light Company for increase of capital; which was referred to the committee on Manufactures.

Bayley Hat  
Co.

Mr. Jackman of Newburyport, the petition of the Bayley Hat Company for confirmation of its charter; which was referred to the same committee.

Wayland  
and Sudbury  
Branch R. R.

Mr. Wheeler of Sudbury, the petition of committees of the citizens of Sudbury and Wayland for a railroad through Wayland and Weston to some point on the Fitchburg Railroad; which was referred to the committee on Railways and Canals.

Hyde Park.

Mr. Robinson of Dorchester, the petition of Alpheus Blake and others to set off a portion of the towns of Dorchester, Dedham and Milton, and incorporate a new town to be called Hyde Park; which was referred to the committee on Towns.

East Walpole  
Branch Rail-  
road Co.

On motion of Mr. Wright of Lawrence, the petition of F. W. Bird and others was taken from the table, and referred to the committee on Railways and Canals.

Liquor law.

Mr. Williams of Boston, on leave, introduced a bill to repeal certain sections of the 86th chapter of the General Statutes, relating to the manufacture and sale of intoxicating liquors; which was read, and referred to the committee on the Sale of Intoxicating Liquors.

Severally sent up for concurrence.

Contested  
seat, John  
McDuffie.

Mr. McDuffie of Cambridge presented the petition of Henry P. Trask for the seat in the House now held by Mr. McDuffie.

Contested  
seat, L. A.  
Abbott.

Mr. Child of Boston, the remonstrance of Wm. N. Pierce and others of Middleborough against Mr. L. A. Abbott's right to hold a seat in the House.

Severally referred to the committee on Elections.

And, on motion of Mr. Child of Boston, the petition of Jacob B. Shaw for the seat held by Mr. Abbott, was taken from the table, and referred to the same committee.

The Speaker presented the report of the Secretary of the Commonwealth of the expenses of his department for 1867; which was referred to the committee on Finance. Secretary's, Auditor's and Treasurer's expenses.

And, on motion of Mr. Walker of Springfield, the report of the Auditor and the Treasurer on the same matters were taken from the table, and referred to the same committee.

On motion of Mr. Walker of Springfield,—

*Ordered*, That so much of the Governor's address as relates to the finances of the Commonwealth be referred to the committee on Finance. Finances.

Also, that that committee, in the consideration of matters referred to them, have power to send for persons and papers. Committee on Finance.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the same committee prepare and report, from time to time, the necessary appropriation bills,—also a bill to apportion and assess a State tax; and that, in the preparation of such bills, they may employ clerical assistants. Committee on Finance.

Mr. Parsons of Brookline, on leave, introduced a bill for an act concerning the challenging of jurors; which was read, and referred to the committee on the Judiciary for the suspension of the rules, so as to take its several readings at this time, being negatively receiving a vote of two-thirds. Challenging of jurors.

Mr. Dana of Cambridge, Mr. Blackinton of Cambridge, and Mr. [redacted] were allowed to select his seat in the House. Member allowed to select a seat.

The drawing of seats. Drawing of seats.

Mr. Thompson of Boston, and Howe of Bolton, were appointed a committee to superintend the drawing of seats; and a roll was called, and the seats were assigned by lot.

Adjourned.

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THURSDAY, January 9, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

The Speaker presented the report of the Receiver of the People's Five Cents Savings Bank; which was referred to the committee on Banks and Banking, and sent up for concurrence. People's Five Cents Savings Bank.

Waitt of Nantucket, Lee of Manchester, DeWolf of Chester, Souther of Boston, Hewins of West Roxbury, and Whiting of Pembroke, of the House.

*On the Sale of Intoxicating Liquors, and the State Constabulary.*—Messrs. Allen of Suffolk, Cheever of Suffolk, Pond of Worcester, Dame of Essex, and Fuller of Hampden, of the Senate; Messrs. Train of Boston, Dana of Cambridge, Adams of Quincy, Walker of Springfield, Bates of Westfield, Abbott of Middleborough, Plunkett of Pittsfield, Wallace of Pepperell, Wilder of Boston, Mixter of Hardwick, Francis of Lowell, and Nash of Boston, of the House.

Western Bank.

Mr. Walker of Springfield presented the report of the receivers of the Western Bank; which was referred to the committee on Banks and Banking.

Roxbury Gas Light Co.

Mr. Seaver of Roxbury, the petition of the Roxbury Gas Light Company for increase of capital; which was referred to the committee on Manufactures.

Bayley Hat Co.

Mr. Jackman of Newburyport, the petition of the Bayley Hat Company for confirmation of its charter; which was referred to the same committee.

Wayland and Sudbury Branch R. R.

Mr. Wheeler of Sudbury, the petition of committees of the citizens of Sudbury and Wayland for a railroad through Wayland and Weston to some point on the Fitchburg Railroad; which was referred to the committee on Railways and Canals.

Hyde Park.

Mr. Robinson of Dorchester, the petition of Alpheus P. Blake and others to set off a portion of the towns of Dorchester, Dedham and Milton, and incorporate a new town to be called Hyde Park; which was referred to the committee on Towns.

East Walpole Branch Railroad Co.

On motion of Mr. Wright of Lawrence, the petition of F. W. Bird and others was taken from the table, and referred to the committee on Railways and Canals.

Liquor law.

Mr. Williams of Boston, on leave, introduced a bill to repeal certain sections of the 86th chapter of the General Statutes, relating to the manufacture and sale of intoxicating liquors; which was read, and referred to the committee on the Sale of Intoxicating Liquors.

Severally sent up for concurrence.

Contested seat, John McDuffie.

Mr. McDuffie of Cambridge presented the petition of Henry P. Trask for the seat in the House now held by Mr. McDuffie.

Contested seat, L. A. Abbott.

Mr. Child of Boston, the remonstrance of Wm. N. Pierce and others of Middleborough against Mr. L. A. Abbott's right to hold a seat in the House.

Severally referred to the committee on Elections.

And, on motion of Mr. Child of Boston, the petition of Jacob B. Shaw for the seat held by Mr. Abbott, was taken from the table, and referred to the same committee.

The Speaker presented the report of the Secretary of the Commonwealth of the expenses of his department for 1867; which was referred to the committee on Finance. Secretary's, Auditor's and Treasurer's expenses.

And, on motion of Mr. Walker of Springfield, the report of the Auditor and the Treasurer on the same matters were taken from the table, and referred to the same committee.

On motion of Mr. Walker of Springfield,—

*Ordered*, That so much of the Governor's address as Finances. relates to the finances of the Commonwealth be referred to the committee on Finance.

Also, that that committee, in the consideration of matters Committee on Finance. referred to them, have power to send for persons and papers.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the same committee prepare and report, Committee on Finance. from time to time, the necessary appropriation bills,—also a bill to apportion and assess a State tax; and that, in the preparation of such bills, they may employ clerical assistance.

Mr. Parsons of Brookline, on leave, introduced a bill Challenging of jurors. repealing an act concerning the challenging of jurors; which was read, and referred to the committee on the Judiciary,—a motion for the suspension of the rules, so as to allow it to take its several readings at this time, being negatived, not receiving a vote of two-thirds.

On motion of Mr. Dana of Cambridge, Mr. Blackinton of Member allowed to select a seat. Attleborough was allowed to select his seat in the House before the drawing.

Messrs. Thompson of Boston, and Howe of Bolton, were Drawing of seats. appointed a committee to superintend the drawing of seats; and the roll was called, and the seats were assigned by lot.

Adjourned.

THURSDAY, January 9, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

The Speaker presented the report of the Receiver of the People's Five Cents Savings Bank. People's Five Cents Savings Bank; which was referred to the committee on Banks and Banking, and sent up for concurrence.

Adjutant-General's expenses.

Also, the Adjutant-General's report of the expenses of his department for 1867; which was referred to the committee on Finance.

Chelsea Beach and Saugus Bridge Co.

Mr. Bird of North Chelsea presented the petition of Amos Tarlton and others, to be incorporated for the purpose of building a bridge over Pine River and Bear Creek, between North Chelsea and Saugus; which was referred to the committee on Roads and Bridges.

Railroad from Lowell to Ballardvale.

Mr. Smith of Lowell, the petition of Edward M. Sargent and others, for a railroad from Lowell to Ballardvale; which was referred to the committee on Railways and Canals.

Howard Funds in W. Bridgewater.

Mr. Perkins of Bridgewater, the petition of Austin Packard in behalf of the trustees named in the will of Benjamin F. Howard, for incorporation; which was referred to the committee on Education.

Charlotte E. Myers.

Mr. Bullard of Dedham, the petition of Charlotte E. Myers, for an annuity or grant; which was referred to the committee on Claims.

Massachusetts Live Stock Insurance Co.

Mr. Livermore of Cambridge, the petition of James H. Collins and others, to be incorporated as the Massachusetts Live Stock Insurance Company in Boston; which was referred to the committee on Insurance.

Mary A. Gilley.

Mr. Brown of Marblehead, the petition of Mary A. Gilley and heirs of John Gilley, for leave to extend their wharf in Marblehead; which was referred to the committee on Harbors.

Prospect Hotel Co.

Mr. Pratt of Reading, the petition of Edward Appleton and others, for an act of incorporation to establish a hotel in Reading; which was referred to the committee on Mercantile Affairs.

Severally sent up for concurrence.

On motion of Mr. Ordway of Boston,—

Corporal punishment in schools.

*Ordered*, That the committee on Education consider the expediency of prohibiting corporal punishment in all the public schools of the State. Sent up for concurrence.

On motion of Mr. Walker of Springfield,—

Election discourse.

*Ordered*, That a committee be appointed to present the thanks of the House to the Rev. James Freeman Clarke for his able and eloquent discourse before the executive and legislative branches of the government on the 1st instant, and to request a copy of the same for the press.

And Messrs. Walker of Springfield, Gaylord of Boston, Abbott of Middleborough, Worcester of Clinton, and King of Boston, were appointed.

On motion of Mr. Dennett of Taunton,—

*Ordered*, That the House meet to-morrow at 2 o'clock, P. M., and that that be the hour of meeting hereafter, except on Saturdays, when the hour of meeting shall be 11, A. M. Hour of meeting.

*Papers from the Senate.*

The petition of John P. Palmer and others of Swampscott, that the County Commissioners be empowered to lay out Salem Turnpike and Chelsea Bridge as a public highway; and the petitions of Roland G. Usher and others, and John B. Alley and others, severally in aid of the same, were severally referred to the committee on Roads and Bridges. Salem Turnpike and Chelsea Bridge.

The petition of Isaac Wellington and another, that authority may be given to the County Commissioners of Middlesex to construct and maintain a bridge over Malden River, was referred to the same committee. Bridge over Malden River.

The petition of John Bertram and others, to be incorporated as the Salem Lead Company, was referred to the committee on Manufactures. Salem Lead Company.

The petition of Abraham Reed and others of Fall River, that so much of the laws relating to the fisheries in Taunton Great River as relates to the city of Fall River may be repealed, was referred to the committee on the Fisheries. Fisheries in Taunton River.

The petition of the Washington Insurance Company and other insurance companies, for an alteration of the law relating to taxation of insurance companies, was referred to the committee on Insurance. Taxation of Insurance Companies.

*Ordered*, That so much of the Governor's address as relates to the sale of heavy ordnance, be referred to the committee on Military Affairs. Heavy ordnance.

*Ordered*, That the committee on Education consider the expediency of providing by law that corporal punishment shall not be inflicted upon any female pupil in any of the public schools of the Commonwealth. Corporal punishment in schools.

Severally in concurrence.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred the report of the expenses of the Auditor's department, reported that the account is correct and properly vouched, and that the payments have been made in pursuance of law and of specific appropriations. The report was considered and accepted. Expenses of Auditor.

Mr. Parsons of Brookline, from the same committee, to whom was referred the report of the expenses of the Secre- Expenses of Secretary.

tary's department, reported that the account is correct and properly vouched. The report was considered and accepted.

Adjourned.

FRIDAY, January 10, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

The following named documents of the Public Series were received from the Secretary of the Commonwealth, and referred :—

**State library.** The report of the State Librarian, to the committee on the Library.

**Reports of public charitable institutions.** The reports of the trustees of the Massachusetts School for Idiotic and Feeble-minded Youth ; of the inspectors of Rainsford Island Hospital ; of the inspectors of the State Almshouse at Monson, of the State Almshouse at Tewksbury, and of the State Almshouse at Bridgewater ; of the trustees of the State Lunatic Hospital at Northampton, and of the State Lunatic Hospital at Taunton ; of the trustees of the Reform School ; of the Massachusetts Nautical School ; and of the State Industrial School for Girls,—to the committee on Public Charitable Institutions.

**State prison, &c.** The report of the inspectors of the State Prison, and the report of the agent of discharged convicts, to the committee on Prisons.

**Public lands.** The report of the commissioners on public lands, to the committee on Public Lands.

Severally sent up for concurrence.

**Liquor commissioner. Indians.** The report of the liquor commissioner, and the reports of the guardian of the Troy Indians and of the Natick Indians, and of the Marshpee Indians, and of the Herring Pond Indians, and of the Dudley Indians, and of the Chapequiddic and Christiantown Indians, and the abstracts of returns of sheriffs and of registers of deeds, were also received from the Secretary, and referred to the committee on the Judiciary.

**Savings Bank in Weymouth.** Mr. Raymond of Weymouth presented the petition of B. F. White and others of Weymouth for a savings bank in that town ; which was referred to the committee on Banks and Banking.

**South Malden.** Mr. Hughes of Somerville, the petition of Hawes Atwood and sixty-two others for the incorporation of the southerly

part of Malden into a new town ; which was referred to the committee on Towns.

Mr. Nash of Boston, the petition of the city of Boston, by the mayor, for the construction of a temporary bridge across Fort Point Channel, to aid the transportation of earth from Fort Hill to South Boston flats ; which was referred to the committee on Harbors.

Bridge across  
Fort Point  
Channel.

Mr. Leonard of Somerset, the petition of the selectmen of Swansea for authority to sell a portion of their town land- ing ; which was referred to the committee on Harbors.

Town land-  
ing in Swan  
sea.

Mr. Howland of Lynn, the petition of Oliver Ramsdell and two hundred and twenty-five others for a charter for a horse railway in Lynn ; which was referred to the committee on Horse Railways.

Graves End  
Branch Rail-  
road Co.

Mr. Livermore of Cambridge, the petition of the proprie- tors of Cambridge and Brookline Bridge, for leave to sell their franchises, &c., to the city of Cambridge ; which was referred to the committee on Roads and Bridges.

Cambridge  
and Brook-  
line Bridge.

Severally sent up for concurrence.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the committee on Harbors inquire and report whether anything, and what, has been done to secure the rights of the Commonwealth in South Boston flats, under section 4 of chapter 354 of the Acts of 1867.

South Bos-  
ton Flats.

Sent up for concurrence.

Mr. Howe of Bolton presented the report of the trustees of the Massachusetts Agricultural College ; which was referred to the committee on Agriculture, and sent up for concurrence.

Agricultural  
College.

Mr. Howe offered an order for the printing of two thou- sand extra copies of the report above named, with copies of the photographs of the buildings, for the use of the college, and for distribution among the members of the Legislature.

Printing.

The order was referred to the joint committee on Print- ing, and sent up for concurrence.

Mr. Matheson of Boston presented the petition of Wm. Taylor and others of Boston for the repeal of section 26 of chapter 52, and section 29 of chapter 151, of the General Statutes.

Debts of sea-  
men, liens on  
baggage.

Mr. Rand of Charlestown, the petition of the justice and clerk of the police court of Charlestown for increase of salaries.

Police Court  
of Charles-  
town.

Mr. McDuffie of Cambridge, the petition of the city of Cambridge for authority to issue additional water bonds to an amount not exceeding \$500,000.

Cambridge  
water bonds.

Severally referred to the committee on the Judiciary.



Estimates.

The Speaker presented the estimates for 1868 of the Adjutant-General's department and of the State Prison; which were severally referred to the committee on Finance.

Eight hours law.

Mr. Buzzell of Boston presented the petition of Wm. F. Falls and others for an eight hours law; which was ordered to be referred to a joint special committee of seven on the part of the House, with such as the Senate may join.

The Speaker took time to appoint the committee.

Church Street property.

Mr. Williams of Boston presented the petition of the mayor of Boston, in behalf of the city council, for an act to authorize the city to take the Church Street property, for the purpose of abating a nuisance and preserving the public health; which was ordered to be referred to a joint special committee of seven on the part of the House, with such as the Senate may join.

Member qualified.

Mr. Heywood of Gardner, member elect of the House, presented his credentials, and was conducted to the Council chamber by a committee consisting of Messrs. Rich of Boston, and Worcester of Clinton, and having been qualified, report was made accordingly, and Mr. Heywood took his seat in the House.

### *Papers from the Senate.*

New-England Liquid Fuel Co.

The petition of Henry R. Foote and others of Boston to be incorporated as the New England Liquid Fuel Company was referred to the committee on Manufactures.

Lynn and Boston Railroad Co.

Bill in relation to the Lynn and Boston Railroad Company, introduced on leave in the Senate, came down and was read and referred to the committee on Horse Railways.

Prudential committees.

*Ordered,* That the committee on Education consider the expediency of so amending sections 7 and 9 of chapter 89 of the General Statutes, that school districts having ten or more legal voters be required to elect a prudential committee of three persons.

Severally in concurrence.

On motion of Mr. Brown of Granville,—

Exempting mortgaged real estate.

*Ordered,* That the committee on the Judiciary consider the expediency of exempting mortgaged real estate from taxation, to the amount of mortgage or mortgages on the same, when the mortgagee or his assigns is taxed for his interest in said real estate, or when the mortgagee or his assigns is known to the assessors.

On motion of Mr. Livermore of Cambridge,—

Exemption from taxation.

*Ordered,* That the committee on the Judiciary inquire into the expediency of so amending the last clause of section

4, chapter 11, of the General Statutes, that its operation may be uniform and equal in all the cities and towns.

The Speaker presented the annual report of the Attorney-General; which was referred to the committee on the Judiciary. Attorney-General.

On motion of Mr. Wilder of Boston,—

*Ordered*, That when the House adjourns, it adjourns to meet again on Monday, at 2 o'clock, P. M. Adjournment.

Adjourned.

MONDAY, January 13, 1868.

Met according to adjournment.

The journal of Friday was read and approved.

On motion of Mr. Mixter of Hardwick, the report of the State Directors of the Western Railroad Corporation and the Boston and Albany Railroad Company was taken from the table, and referred to the committee on Railways and Canals, and sent up for concurrence. Boston and Albany Railroad Co.

On motion of Mr. Livermore of Cambridge, leave of absence was granted to Mr. Dana of Cambridge for four days. Leave of absence.

The estimates for 1868 of the Attorney-General and of the Nautical School were received, and severally referred to the committee on Finance. Estimates.

Mr. Williams of Taunton, on leave, introduced a bill in relation to the laying out of streets in the city of Taunton. Betterment law, Taunton.

Mr. Sessions of Wilbraham, on leave, introduced a bill for the equalization of the valuation lists of the cities and towns of the Commonwealth. Valuation lists.

Severally read, and referred to the committee on the Judiciary.

Mr. Leonard of Somerset presented the petition of Joseph Simmons for leave to plant oysters in Taunton River. Joseph Simmons.

Also, of Horatio N. Eddy for the same power. Horatio N. Eddy.

Severally referred to the committee on the Fisheries.

Mr. Fox of West Springfield presented the petition of J. L. Worthy and others for authority to construct dikes on the bank of the Connecticut River in West Springfield. Dikes on the bank of Connecticut River.

Also, of the selectmen of West Springfield in aid of the same.

Salem Turnpike, &c.

Mr. Brown of Marblehead, the petition of Horace Ware and others of Marblehead that the County Commissioners may be empowered to lay out the Salem Turnpike and Chelsea Bridge as a public highway.

Severally referred to the committee on Roads and Bridges.

Cape Cod Central R.R.

Mr. Gould of Falmouth presented the petition of the Cape Cod Central Railroad Company for leave to extend its road to Wellfleet.

Also, of E. E. Knowles and others of Eastham in aid of the same.

Cape Cod Central R.R.

Also, of the same company to extend its road to Provincetown.

Fitchburg R. R. Co.

Mr. Warren of Stow presented the petitions of the Fitchburg Railroad Company

Railroad in Waltham. Road to Sandy Pond.

For authority to construct a railroad in Waltham.

Also, for authority to build a branch road to Sandy Pond in Lincoln.

Bridge to their wharf.

Also, for authority to build a bridge from Warren Bridge to their wharf, and to enlarge and improve their drawbridge.

Severally referred to the committee on Railways and Canals.

Joseph Simmons.

Mr. Leonard of Somerset presented the petition of Joseph Simmons for leave to build a wharf in Taunton River.

B. T. Reed.

Also, of B. T. Reed and others for the same power.

Mr. Mixer of Hardwick, the petition of Mrs. Feuno Tudor for leave to build a wharf in Nahant.

Severally referred to the committee on Harbors.

Friendship Lodge.

Mr. Livermore of Cambridge presented the petition of Samuel W. Dudley and others to be incorporated as the Friendship Lodge in Cambridge; which was referred to the committee on Mercantile Affairs.

Sale of liquor.

Mr. Simmons of Barnstable presented the memorial of G. H. Morse, scribe, for the Congregational Church of Barnstable, on the subject of the sale of liquor; which was referred to the committee on that subject.

Severally sent up for concurrence.

Qualification of teachers.

On motion of Mr. Potter of Arlington,—

*Ordered*, That the committee on Education consider the expediency of passing an act making a diploma of graduation at any normal school in the state sufficient evidence of qualification to teach in any common school.

School fund.

On motion of Mr. Goddard of Worcester,—

*Ordered*, That the same committee be requested to report what appropriations will be necessary from the moiety of

the income of the school fund applicable to educational purposes during the present year.

On motion of Mr. Williams of Lowell,—

*Ordered*, That the committee on the Sale of Intoxicating Liquors, &c., inquire into the expediency of further legislation for securing the purity of intoxicating liquors manufactured or sold within the state. Purity of liquors.

Severally sent up for concurrence.

On motion of Mr. Smith of Boston,—

*Ordered*, That the committee on the Judiciary consider the propriety of so amending the constitution as to provide that the justices of the supreme judicial court shall be nominated to and confirmed by the Senate. Judges of supreme judicial court.

On motion of Mr. Tarbox of Lawrence,—

*Ordered*, That the same committee consider the expediency of giving to police courts jurisdiction of applications for naturalization of aliens. Naturalization.

On motion of Mr. Wing of Uxbridge,—

*Ordered*, That the committee on Probate and Chancery consider the expediency of repealing the 11th section of chapter 119 of the General Statutes, which authorizes the appointment of assistant-registers of probate and insolvency. Assistant-registers of probate.

On motion of Mr. Child of Boston,—

*Ordered*, That the committee on Elections have power to send for persons and papers. Committee on Elections.

On motion of Mr. Howland of Lynn,—

*Ordered*, That the committee on the Pay-Roll make up the mileage of the members of the House for the present session. Mileage.

On motion of Mr. Howe, of Bolton,—

*Ordered*, That the use of the green room be granted to the members of the Legislature who desire to hold agricultural meetings once or twice a week during the session, as such members may elect. Use of the green room.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That Senate Doc. No. 287, of 1866, be printed. Printing.

*Papers from the Senate.*

In concurrence, the following papers were disposed of.

The petition of Samuel Lapham and others of Medford, in aid of the petition of I. Wellington and another, was referred to the committee on Roads and Bridges.

Oliver  
Nowell.

The petition of Oliver Nowell for damages on account of injuries sustained by his wife and daughter in passing over Warren Bridge, was referred to the committee on Claims.

Boxborough  
and Little-  
ton.

The petition of the town of Boxborough to have certain lands set off from Littleton and annexed to Boxborough ;

Bolton and  
Hudson.

And the petition of Daniel Stratton and others of Bolton, to be annexed to Hudson ;

Were severally referred to the committee on Towns.

Young Men's  
Christian  
Association.

The petition of Ithamar W. Beard and others of Lowell, to be incorporated as the Lowell Young Men's Christian Association in Lowell, was referred to the committee on Parishes and Religious Societies.

James Kane.

The petition of James Kane of Boston, for naval bounty, was referred to the committee on Military Affairs.

Railroad,  
Orleans and  
Province-  
town.

The petition of Chester Snow and others of Barnstable County, for authority to build a railroad from Orleans to Provincetown ;

And the petitions of Daniel Small and others of Provincetown, and Jonathan Nickerson and others of Provincetown, severally in aid of the same ;

Were severally referred to the committee on Railways and Canals.

Boston and  
Maine R. R.

The petition of the Boston and Maine Railroad for leave to change its location in North Andover and Bradford ;

Mystic River  
Railroad

And the petition of the Mystic River Railroad for extension of time to locate and construct said road ;

Were severally referred to the same committee.

Hawkers and  
peddlers.

The petition of Frederick S. Rice and others of Florida, for the repeal of the hawkers' and peddlers' law came down, having been referred by the Senate to the committee on the Sale of Liquors, &c.

On motion of Mr. Mixer of Hardwick, the House non-concurred and referred the same to the committee on Mercantile Affairs.

Sent up for concurrence.

Committee  
to visit pris-  
ons, &c.

*Ordered*, That the committee on Prisons be authorized to visit such jails, prisons and houses of correction in the state as they in their judgment deem best for the public welfare.

Bills :

Destruction  
of liquors.

In relation to the repeal of the seizure clauses of chapter 86 of the General Statutes, to prevent the destruction of spirituous and intoxicating liquors ;

State police.

To repeal chapter 249 of the acts of 1865, entitled an act to establish a state police, and the several acts and parts of acts in addition or relating thereto ;

Severally introduced on leave in the Senate, came down, and were severally read and referred to the committee on the Sale of Liquor, &c.

Mr. Rich of Boston, from the committee on Finance, to whom was referred the Treasurer's report of the expenses of his office, reported that the account is correct and properly vouched. The report was considered and accepted.

Treasurer's  
report.

Adjourned.

TUESDAY, January 14, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Mr. Runey of Somerville, member elect of the House, appeared, and was conducted to the Council chamber by a committee consisting of Messrs. Morton of Boston, and Bul-  
lard of Dedham, and, having been qualified, took his seat in the House.

Member  
qualified.

The Speaker appointed the following committees :—

*On the Petition of the City of Boston for Power to take the Church Street Property.*—Messrs. Thompson of Boston, Stanwood of Roxbury, Hart of Woburn, Rich of Royalston, Young of Boston, Robinson of Dorchester, and Woodworth of Worcester.

Special Com-  
mittees.

*On the Hours of Labor.*—Messrs. Gaylord of Boston, Smith of Lowell, Worcester of Clinton, Buzzell of Boston, Burbeck of Salem, Wadsworth of Duxbury, and Osborn of Fall River.

Severally sent up to be joined.

#### *Papers from the Senate.*

The following papers were disposed of in concurrence :—

The petition of Kimball & Co., Boston, for compensation for patterns for chairs for the House of Representatives, was referred to the committee on Claims.

Kimball &  
Co.

The petition of David K. Akin and others for a charter for a railroad from Hyannis to Chatham, and thence to Provincetown, was referred to the committee on Railways and Canals.

Railroad,  
Hyannis and  
Province-  
town.

*Ordered,* That the committee on Harbors consider the expediency of inviting, by public notice, plans for the improvement of that portion of the South Boston flats belonging to the Commonwealth marked "Section 1" on

South Bos-  
ton Flats.

the Harbor Commissioners' plan of South Boston flats, with especial reference to adapting it to a convenient freight terminus of the several railroads; also, for plans and specifications for the best system of docks, piers, grain elevators, warehouses, &c., for the accommodation of coastwise and foreign commerce in connection with railroad transportation.

**Liquors.** Bill concerning the disposition of liquors seized and forfeited, introduced on leave in the Senate, came down and was read and referred to the committee on the Sale of Liquors, &c.

**Estimates.** The estimates for 1868 of the Commissioners of Public Lands, the State Primary School and Almshouse at Monson, and the State Reform School, were received, and referred to the committee on Finance.

**License bill.** Mr. Jackman of Newburyport, on leave, introduced a bill to regulate the sale of intoxicating liquors; which was read, and referred to the committee on the Sale of Liquors, and sent up for concurrence.

**Eastern R.R.** Mr. Blood of Lawrence presented the petition of the Eastern Railroad Company for leave to extend the Lawrence branch of their railroad from North Andover to Lawrence, so as to connect with the Manchester and Lawrence railroad.

**Cape Cod Central R.R.** Mr. Gould of Brewster, the petition of Chas. F. Swift and others in aid of the petition of the Cape Cod Central Railroad for leave to extend to Wellfleet.

**Cape Cod Central R.R.** Also, of the same parties, in aid of the petition of the same road for leave to extend to Provincetown.

**Manchester and Lawrence R. R.** Mr. Shurtleff of Boston, the petition of the Manchester and Lawrence Railroad for leave to extend its road from Methuen to Lawrence.

**Boston, Hartford and Erie R. R.** Also, of the Boston, Hartford and Erie Railroad Company for leave to connect its track in Brookline with its track in Dorchester.

**Boston and Providence R. R.** Mr. Lane of Norton, the petition of Elbridge Sweet and others for leave to the Boston and Providence Railroad Company to move the West Mansfield station.

Severally referred to the committee on Railways and Canals.

**Eight hours law.** Mr. Tobin of Boston presented the petition of N. C. Cogley and others for an eight hours law, and for a law limiting the rate of interest to four per cent. per annum; which was referred to the committee on the Hours of Labor.

**Cohasset Mutual Fire Insurance Company.** Mr. Williams of Taunton, the petition of Martin Lincoln and others, officers of the Cohasset Mutual Fire Insurance

Company, for an extension of their charter; which was referred to the committee on Insurance.

Mr. Potter of Arlington, the petition of Samuel S. Davis and others for a horse railroad in Arlington; which was referred to the committee on Horse Railways. Horse Railroad in Arlington.

Mr. Williams of Boston, the petition of Geo. B. Emerson and others for State aid to the Asylum for Discharged Female Prisoners; which was referred to the committee on Public Charitable Institutions. Discharged Female Prisoners' Asylum.

Mr. Robinson of Dorchester, the petition of Charles F. Gerry and five hundred and seventy-one others in aid of the petition of Alpheus P. Blake and others; which was referred to the committee on Towns. Hyda Park.

Severally sent up for concurrence.

Mr. Train of Boston presented the petition of John W. Emery for the repeal of the act declaring and confirming the act incorporating the Proprietors of the Meeting-house in Federal Street in the Town of Boston, and acts subsequent thereto; which was referred to the committee on the Judiciary. Federal Street meeting-house.

On motion of Mr. Blood of Lawrence, the bill to revive an act relating to the Essex Railroad, referred by the last Legislature to the present one, was taken from the House files of 1868, and referred to the committee on Railways and Canals, and sent up for concurrence. Also,—Essex R. R.

*Ordered*, That the papers and documents relating to the extension of the Essex Railroad—now the Lawrence Branch of the Eastern Railroad—be taken from the files of 1864, and referred to the same committee.

On motion of Mr. Brown of Granville,—

*Ordered*, That the committee on Railways and Canals consider the expediency of requiring all railroads in the state to carry passengers and transport freight at a uniform rate per mile, and when any railroad has a terminus in another state, to carry passengers and transport freight at the same rate per mile in the state as out. Passengers and freight on railroads.

Sent up for concurrence.

Mr. Train of Boston, from the committee on the Sale of Liquors, &c., to whom was referred the bill to repeal the several acts establishing the state police, reported a bill to repeal chapter 249 of the acts of the year 1865, entitled "an act to establish a state police," and the acts and parts of acts in addition or relating thereto. State police.

Read and ordered to a second reading.



Judges supreme judicial court.

Mr. Adams of Quincy, from the committee on the Judiciary, on an order of Jan. 13 relative to the nomination and confirmation of judges of the supreme judicial court by the Senate, reported inexpedient to legislate; and the report was placed in the orders of the day for to-morrow.

Cambridge water bonds.

Mr. Train of Boston, from the same committee, on the petition of the city of Cambridge for leave to issue additional water bonds, reported that the same should be referred to the committee on Mercantile Affairs.

The report was considered, and the committee on the Judiciary discharged from the further consideration of the petition; which was referred to the committee on Mercantile Affairs, and sent up for concurrence.

Adjourned.

WEDNESDAY, January 15, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Estimates.

Estimates for 1868, of the Secretary's department for department expenses and for printing; of the Secretary's department of the Board of State Charities, and of the agricultural department, were severally received and referred to the committee on Finance.

Harbor commissioners.

The Speaker presented the second annual report of the Harbor Commissioners; which was referred to the committee on Harbors, and sent up for concurrence.

Malden and S. Malden.

Mr. Cox of Malden, presented the remonstrances of the town of Malden; of Manson L. Mills and 38 others of South Malden, and of S. S. Lynde and 20 others of South Malden, severally against granting the petition of Hawes Atwood and others, for setting off South Malden from Malden, and incorporating it into a new town.

Severally referred to the committee on Towns.

O. Martin.

Mr. Goddard of Worcester, the petition of Dr. O. Martin of Worcester, to be paid for services on the board of examiners into the cattle disease; which was referred to the committee on Claims.

Otis Shepard.

Mr. Robinson of Dorchester, the petition of Otis Shepard of that town, for leave to extend his wharf; which was referred to the committee on Harbors.

Severally sent up for concurrence.

Mr. Robinson of Dorchester presented the petition of Marshall P. Wilder and others, for the annexation of a part of Dorchester to Boston; which was laid upon the table. Annexation of Dorchester.

Mr. Flagg of Holyoke presented the petition of Samuel Morrill and 63 others of Holyoke, for a law exempting persons of 70 years of age from paying a poll tax, without depriving them of the right of suffrage; which was referred to the committee on the Judiciary. Exemption from poll tax.

Mr. Parsons of Brookline, on leave, introduced a bill to incorporate the Brookline Hibernian Association; which was read and referred to the committee on Public Charitable Institutions, and sent up for concurrence. Brookline Hibernian Association.

Mr. Child of Boston, on leave, introduced a bill to repeal section 2 of chapter 206 of the Acts of the year 1865; which was read and referred to the committee on the Judiciary. Assessment of taxes.

On motion of Mr. Allen of Newton,—

*Ordered*, That the committee on the Judiciary consider the expediency of extending the provisions of chapter 144 of the Acts of 1863 to the several towns of the state. Elections in towns.

Mr. Thompson of Boston, offered the following order, which was laid over until to-morrow:—

*Ordered*, That on and after Friday, the 17th instant, the daily sessions of the House shall commence at 10 o'clock, A. M. Hour of meeting.

### *Papers from the Senate.*

In concurrence, the following papers from the Senate were disposed of:—

The memorial of the joint special committee of 1867 on the Commonwealth flats near South Boston, asking for authority to contract for building a sea-wall on the exterior line of said flats, was referred to the committee on Harbors. South Boston Flats.

The memorial of H. Haupt & Company, for the correction of errors in the report of the commissioners appointed under a resolve of 1866, in relation to the Hoosac Tunnel, was referred to the committee on the Troy and Greenfield Railroad and Hoosac Tunnel. Herman Haupt & Co.

The petitions of Daniel Paine and others of Truro, and E. E. Knowles and others of Eastham, in aid of the petition of Chester Snow and others; Chester Snow.

Of the Cape Cod Central Railroad Company for confirmation of a mortgage; Cape Cod Central R.R.

And of J. S. Holt and others, that the Boston, Barre and Gardner Railroad may have an extension of time; Boston, Barre and Gardner R.R.

Were severally referred to the committee on Railways and Canals.

Builders' Mutual Fire Insurance Company.

The petition of Henry L. Fearing and others, to be incorporated as the Builders' Mutual Fire Insurance Company of Boston, was referred to the committee on Insurance.

Annexation of Chelsea.

The petition of Isaac Stebbins and others of Chelsea, for the annexation of Chelsea to Boston, was referred to the committee on Towns.

Discharged Female Prisoners' Asylum.

The petition of Lucy L. Chickering and others, in behalf of the Temporary Asylum for Discharged Female Prisoners, was referred to the committee on Public Charitable Institutions.

Mass. Sabbath School Society.

The petition of the Massachusetts Sabbath School Society for amendment of its charter, was referred to the same committee.

State printing.

The petition of Josiah Dunham, concerning the public printing, was referred to the joint committee on Printing.

Annexation of Charlestown.

The petition of Moses A. Dow and others of Charlestown, for the union of Boston and Charlestown, came down referred to a joint special committee consisting of Messrs. Pitman, Todd and Crocker of the Senate, with such as the House may join. The House concurred, and the Speaker took time to appoint the committee.

School books.

*Ordered*, That the committee on Education consider the expediency of authorizing a school committee of any city or town to furnish school books at the expense of such city or town. Also

School district system.

*Ordered*, That the same committee consider the expediency of repealing so much of section 1 of chapter 208 of the acts of 1866, as relates to withholding the school fund from those towns which retain the district system after 1869; and also the expediency of repealing sections 4 and 5 of chapter 39 of the General Statutes.

Liquor law.

*Ordered*, That the committee on the Sale of Liquors, &c., consider the expediency of amending section 6 of chapter 87 of the General Statutes, by striking out in the second line the words, "keeping or" after the word "illegal."

Third Councillor district.

Mr. Bates of Westfield, from the joint special committee to whom was referred the returns of votes for Councillors, and also the memorial of Thomas Rice, Jr., claiming to be elected Councillor for the 3d district, submitted a report signed by Messrs. Needham, Wilcox and Dame of the Senate, and Messrs. Bates, Howland, Abbott and Williams

of the House, concluding as follows: The committee therefore respectfully report that it appears to them that A. K. P. Welch of Cambridge, is elected Councillor from the 3d councillor district, and that Thomas Rice, Jr., the contestant, have leave to withdraw his petition.

The report was considered and accepted, and Mr. Welch was declared the Councillor elect for the 3d district.

Mr. Williams of Boston, from the committee on Towns, Hyde Park. on the petition of Alpheus P. Blake and others, reported leave to withdraw, the petitioners not having complied with all the provisions of section 9, chapter 2, of the General Statutes.

On motion of Mr. Williams the report was considered, and the petition was recommitted to the committee on Towns, with instructions to hear the parties.

Mr. Morton of Boston, from the committee on the Judiciary, Streets in Taunton. reported that the bill in relation to the laying out of streets in the city of Taunton, ought to pass. Placed in the orders of the day for to-morrow.

Mr. Parsons of Brookline, from the committee on Finance, Appropriation bill. under the general order, reported a bill making appropriations for the maintenance of the government during the present year. Read and ordered to a second reading.

The orders of the day were taken up. Orders of the day.

The bill to repeal chapter 249 of the acts of the year 1865, entitled an act to establish a State police, and the acts and parts of acts in addition or relating thereto, was read, and the question being on ordering it to a third reading, on motion of Mr. Wilder of Boston, the yeas and nays were ordered; and the roll being called, there were one hundred and fifty-seven yeas, and fifty-two nays. The yeas and nays were as follows:—

## YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
William F. Arnold,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,

Messrs. Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,

Messrs. Patrick A. Collins,	Messrs. Joseph Leavitt,
Henry H. Cook,	John Lee,
Lament B. Corbin,	John Livermore,
George P. Cox,	James L. Locke,
Orlando B. Crane,	Joseph B. Lombard,
Alanson Crittenden,	George H. Long,
Thomas Cunningham,	Willard Mann,
David Cushing, 2d,	James F. Mansfield,
Francis E. Cushing,	Murdock Matheson,
Leander S. Daniels,	John McDuffie,
Curtis Davis,	Wallace McFarland,
Thaddeus K. DeWolf,	William McFarlin,
Charles H. Drew,	Isaac H. Meserve,
Silas Dunton,	Ellis W. Morton,
Moses Farnum,	Henry Newton,
Thomas J. Fay,	John P. Ordway,
Stephen C. Felton,	Dan Packard,
Charles H. Fiske,	Thomas Parsons,
Ezra H. Flagg,	John Perley,
James T. Ford,	Simeon Perkins,
Dudley Foster,	George Phipps,
Charles A. Fox,	Edward H. Pierce,
James B. Francis,	Jonathan Pierce,
Andrew J. Freeman,	Thomas F. Plunkett,
Samuel Freeman,	George W. Potter,
Frederick W. Field,	Nathan P. Pratt,
Roscoe W. Gage,	Benjamin Proctor,
Josiah Gates,	Caleb Rand,
Noah M. Gaylord,	Alvah Raymond, Jr.,
Levi S. Gould,	Otis Rich,
J. Otis Hale,	John H. Robinson,
Josiah S. Hammond,	Joseph Ross,
David D. Hart,	Edward H. R. Ruggles,
James A. Hervey,	Otis T. Ruggles,
Charles A. Hewins,	John Runey,
Charles Heywood,	George Sanford,
George W. Heywood,	Wm. Seaver, of Ashland,
Noble H. Hill,	Wm. Seaver, of Roxbury,
George M. Hobbs,	William R. Sessions,
Anson P. Hooker,	John Severson,
Daniel Howard,	Charles L. Shaw,
William Howland,	William Sherburne,
Edward A. Hulbert,	Hiram S. Shurtleff,
J. R. Huntington,	John J. Smith,
George W. Jackman, Jr.,	Oliver W. Smith,
William D. Jones,	Edwin N. Snow,
William W. Kellogg,	Henry Souther,
Dexter S. King,	Charles Stanwood,
Howard M. Lane,	Isaac H. Stearns,
Edward H. Lathrop,	John W. Stevens,

Messrs. Walter B. Studley,  
John K. Tarbox,  
Newell A. Thompson,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
John M. Tobin,  
Dexter A. Tompkins,  
George E. Towne,  
Charles R. Train,  
Eden Wadsworth,  
Eben N. Wardwell,  
Royal S. Warren,  
Willard Wheeler,  
Rufus A. White,  
Windor N. White,  
Sidney F. Whitehouse,

Messrs. William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
Joel B. Williams,  
Joseph Wilson,  
Charles Wing,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

YAYS.

Messrs. Levi A. Abbott,  
William Barker, Jr.,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
Heman B. Chase,  
Jeremy B. Dennett,  
John D. Flagg,  
Josiah O. Friend,  
Delano A. Goddard,  
Samuel H. Gould,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
Alvah Holway,  
Lewis S. Judd,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Leonard McKenzie,  
William Mixer,  
Frederick A. Morey,  
Edwin Mudge,

Messrs. Nathaniel C. Nash,  
Weaver Osborn,  
George H. Peirson,  
Henry E. Pond,  
Moses Pool,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Lemuel B. Simmons,  
Iram Smith,  
Walter S. Sprague,  
John H. Swain,  
James G. Tewksbury,  
Shepherd Thayer,  
S. K. Towle,  
Jacob P. Towne,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
George Walker,  
Horace Ward,  
Thomas S. Waters,  
Lory S. Watson,  
Nathan S. Williams,  
Warren Williams.

Yeas, 157; Nays, 52.

ABSENT OR NOT VOTING.

Messrs. Samuel Appleton,  
John H. Bangs,  
Henry Bassett,  
Willard Blackinton,

Messrs. Charles H. Blanchard,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Seth Crowell,

Messrs. Richard H. Dana, Jr.,	Messrs. John Manson,
George K. Daniell,	Amasa C. Morse,
James A. Fox,	Henry S. Porter,
Samuel T. Field,	Joseph S. Potter,
Thomas J. Field,	William H. Reynard,
Thomas J. Gargan,	Henry Shortle,
Solomon H. Howe,	Edward S. Stebbins,
John A. Hughes,	Mason Van Dusen,
Harvey Jewell, (Speaker,)	Francis W. Warren,
Roger H. Leavitt,	Benjamin J. Williams,
Job M. Leonard,	J. W. F. Willson.

And the bill was ordered to a third reading.

The report of the committee on the Judiciary, relative to confirmation of nominations for justices of the supreme judicial court by the Senate, was accepted.

Cattle Com-  
missioners.

The report of the Cattle Commissioners was received, and referred to the committee on Agriculture, and sent up for concurrence.

City of  
Lynn.

Mr. Howland of Lynn, presented the petition of the city council of Lynn, for leave to sell real estate; which was referred to the committee on the Judiciary.

Adjourned.

THURSDAY, January 16, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Auditor's  
report.

The annual report of the Auditor was received and referred to the committee on Finance.

A message was received from the Governor, transmitting

State Con-  
stable.  
Paymaster.  
Surgeon-  
General.  
Fisheries.

1. The report of the Constable of the Commonwealth.

2. The report of the State Paymaster.

3. The report of the Surgeon-General.

4. The report of the Commissioners of Fisheries.

The message and the several reports were laid upon the table.

Annexation  
of Charles-  
town.

The following members were joined to the joint special committee on the petition of Moses A. Dow and others, for the annexation of Charlestown to Boston: Messrs. Mixer of Hardwick, Wright of Lawrence, Rich of Boston, White of Winchendon, Davis of Cambridge, Severson of Springfield, and Rogers of Orleans.

The estimates for 1868, of the Agent of the Board of State Charities and of the Auditor, were received and referred to the committee on Finance. Estimates.

Mr. Hervey of Medford presented the petitions of O. R. Clark and others, and M. F. Whittier and others, severally in aid of the petition of I. Wellington and others. Bridge over  
Malden  
River.

Severally referred to the committee on Roads and Bridges.

Mr. Livermore of Cambridge, the petition of the Cambridge Gas Light Company, for increase of capital; which was referred to the committee on Mercantile Affairs. Cambridge  
Gas Light Co.

Mr. Thompson of Boston, the petition of George M. Weston, for re-imbursement of certain expenditures incurred under authority of Governor Banks, in obtaining the appropriation from Congress for the Massachusetts claim. Referred to the committee on Claims. Geo. M.  
Weston.

Mr. Rich of Boston, the petition of Otis Everett's heirs, for leave to build a wharf in Boston; which was referred to the committee on Harbors. Otis Ever-  
ett's heirs.

Mr. Tompkins of Boston, the petition of E. D. Linton and others, for an eight hour law, and a law limiting the rate of interest to four per cent.; which was referred to the committee on the hours of Labor. Eight hour  
law and rate  
of interest.

Severally sent up for concurrence.

Mr. Drew of Plymouth, on leave, introduced a bill to change the name of the Boston New Church Union; which was read and referred to the committee on Parishes and Religious Societies, and sent up for concurrence. Boston New  
Church  
Union.

Mr. Howland of Lynn, from the committee on the Judiciary, reported that the bill to repeal section 2 of chapter 206 of the acts of the year 1865, ought to pass. Assessment  
of taxes.

Also, that it is inexpedient to legislate on the subject of an order of January 10, relative to taxation of mortgaged real estate. Mortgaged  
real estate.

The bill and report were placed in the orders of the day for to-morrow.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on an order of January 13, reported a bill relative to naturalization; which was read and ordered to a second reading. Naturaliza-  
tion.

Mr. Williams of Taunton, from the committee on Insurance, on the petition of M. Lincoln and others, officers of the Cohasset Mutual Fire Insurance Company, reported leave to withdraw, for want of legal notice. Cohasset M.  
F. Ins. Co.

On motion of Mr. Williams the report was considered, and the petition was recommitted to the committee with instructions to hear the parties.



Mr. Parsons of Brookline, from the committee on Harbors, on the several petitions of

B. T. Reed. B. T. Reed and others; and

J. Simmons. Joseph Simmons;

Reported leave to withdraw, for want of legal notice.

The reports were severally considered, on motion of Mr. Parsons, and were recommitted to the committee with instructions to hear the parties.

*Papers from the Senate.*

The following papers from the Senate were disposed of in concurrence:—

Methodist Theological Seminary. The petition of the Trustees of the Methodist Theological Seminary, for an alteration in their charter, was referred to the committee on Parishes and Religious Societies.

H. S. Whitmore and others. The petition of H. S. Whitmore and others of South Malden, for the annexation of a part of Malden to Chelsea, was referred to the committee on Towns.

City Missionary Society of New Bedford. The petition of the City Missionary Society of New Bedford, for an act of incorporation, was referred to the committee on Public Charitable Institutions.

D. K. Akin. The petition of Josiah S. Hull and others of Dennis, in aid of the petition of David K. Akin and others, was referred to the committee on Railways and Canals.

Elizabeth J. Sawyer. The petition of Elizabeth J. Sawyer for state aid, was referred to the committee on Military Affairs.

Equitable Marine Insurance Co. The petition of J. E. Bowley and others, for incorporation of the Equitable Marine Insurance Company in Provincetown, was referred to the committee on Insurance.

License bill. Bill to regulate the sale of intoxicating liquors, wine, ale or beer, introduced on leave in the Senate, came down, and was read and referred to the committee on the Sale of Liquors, &c.

Hour of meeting. The order offered yesterday by Mr. Thompson, fixing the hour of meeting at 10 o'clock, A. M., on and after Friday, was modified by the mover so as to fix the hour at 10, and was then rejected by a vote of 106 to 95.

Mr. Blasdel of Lexington offered an order fixing the hour of meeting at 12, M., which was also rejected.

Councillor. On motion of Mr. Train of Boston, the rule requiring the Clerk to hold papers one day for the purpose of reconsideration, was suspended so as to allow the report in the case of the election of Councillor for the 3d district to be sent to the Senate, and it was accordingly sent up for concurrence.

Afterwards, an order came from the Senate and was concurred in, that the Secretary of the Commonwealth give notice to Mr. A. K. P. Welch that he has been elected a Councillor to advise with the Governor in the executive part of the government for the current political year.

A communication was received from the Secretary informing the House that he had notified Mr. Welch in accordance with the order, and that he awaits the pleasure of the Legislature for the customary qualification.

A message was received from the Senate proposing a joint convention forthwith for the purpose of qualifying the Councillor elect. Joint convention.

And on motion of Mr. Train of Boston, the Clerk was charged with a message to announce to the Senate the concurrence of the House in the proposition.

The Senate then came in, and the President took the chair, and the two branches being in convention, a committee consisting of Messrs. Dame and Chaffee of the Senate, and Messrs. Bates of East Bridgewater, Freeman of Chelsea, Tewksbury of West Newbury, Morse of Sturbridge, and Williams of Monson was appointed to wait upon the Councillor elect and notify him that the two branches are in convention for the purpose of administering the oaths required by the constitution to qualify him for office.

The committee having discharged this duty came in, accompanied by Mr. Welch, the Councillor elect, and in presence of the two houses and before the President of the Senate, the necessary oaths were taken and subscribed by him, and declaration was made accordingly. Councillor qualified.

The convention was then dissolved, and the Senate returned to its chamber.

The orders of the day were taken up.

Bill in relation to the laying out of streets in the city of Taunton, was read and ordered to a third reading. Orders of the day.

Bill making appropriations for the maintenance of the government during the current year, was read and amended and ordered to a third reading.

Bill to repeal chapter 249 of the acts of the year 1865, entitled an act to establish a state police, and the acts and parts of acts in addition or relating thereto, was read and passed to be engrossed. Sent up for concurrence.

*Ordered*, In concurrence, that the Secretary of the Commonwealth give notice to the Governor that Mr. A. K. P. Welch has been duly elected and qualified as a Councillor to Councillor.

advise him in the executive part of the government for the current political year.

Adjourned.

FRIDAY, January 17, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

School  
books.

Mr. Field of Leverett presented the petition of Daniel Ballard and others of Wendell, for an alteration of the law relating to school books.

Women on  
school com-  
mittees.

Mr. King of Boston, the petition of S. E. Sewall and others that women may be chosen members of school committees.

Severally referred to the committee on Education.

Bridge over  
Malden  
River.

Mr. Hervey of Medford presented the petition of C. H. Day and forty others, in aid of the petition of I. Wellington and others; which was referred to the committee on Roads and Bridges.

New Eng-  
land Hospi-  
tal.

Mr. King of Boston, the petition of the New England Hospital for Women and Children, for aid, which was referred to the committee on Public Charitable Institutions.

Catherine M.  
Miller.

Mr. Blanchard of Boston, the petition of Catherine M. Miller for State aid; which was referred to the committee on Claims.

Jamaica  
Pond Aqued-  
uct Co.

Mr. Hewins of West Roxbury, the petition of the Jamaica Pond Aqueduct Corporation for further facilities in the supply of water; which was referred to the committee on Mercantile Affairs.

Horn Pond  
Branch R.R.

Mr. Potter of Arlington, the petition of Addison Gage, treasurer of the Horn Pond Branch Railroad Company, for increase of the capital stock of that company; which was referred to the committee on Railways and Canals.

Estimate.

The estimate of the Industrial School for Girls, for 1868, was received, and referred to the committee on Finance.

Fisheries.

On motion of Mr. Adams of Quincy, the message of the Governor, and the report of the Commissioners on the Fisheries, were taken from the table, and referred to the joint committee on Printing, with instructions to consider the expediency of printing the same, and 800 extra copies, for the use of the commissioners, with the engravings.

On motion of Mr. Collins of Boston,—

Houses for  
working-  
men.

*Ordered*, That the committee on the Hours of Labor be authorized to receive and consider plans and suggestions for

the building of cheap and comfortable houses for the families of working-men in the towns and cities of the Commonwealth, and to report what legislation, if any, will tend to encourage the investment of capital in buildings of this description.

On motion of Mr. Stearns of Milford,—

*Ordered*, That the committee on Military Affairs inquire whether or not officers who served during the late war are entitled to additional pay by acts of Congress, of which they have been unjustly deprived by the construction of the law by the pay department. Officers' pay.

Severally sent up for concurrence.

Mr. Parsons of Brookline, from the committee on Finance, under the general order, reported a bill in addition to an act making appropriations for the maintenance of the government during the present year. Appropriation bill.

Mr. Towne of Fitchburg, from the committee on Horse Railways, reported the bill in relation to the Lynn and Boston Railroad Company in a new draft. Lynn and Boston R. R.

Severally read, and ordered to a second reading.

Mr. Livermore of Cambridge, from the committee on Banks and Banking, to whom was referred the report of the receivers of the Western Bank, reported that no legislation is necessary on the same. Western Bank.

The report was considered and accepted, and sent up for concurrence.

#### *Papers from the Senate.*

The petition of J. E. Carpenter and others for incorporation, under the name of the National Inventors' Exchange Company, was referred to the committee on Manufactures, in concurrence. Inventors' Exchange.

The petition of Theodore Moore and others, of Boston and vicinity, to be incorporated as the Lombard Bank, was referred to the committee on Banks and Banking, in concurrence. Lombard Bank.

*Ordered*, In concurrence, that the committee on the State House consider the expediency of making such alterations as will permit a passage-way to be made from the Clerk's room of the Senate to the room formerly occupied by the President of the Senate, with the view of fitting up the latter room for the use of the President. State house.

Also, to consider the propriety of opening passage-ways from the Senate lobby to the colonnade in front of the state house, and from the Clerk's room to the state library.

Also, to consider the propriety of putting windows into the northerly side of the Senate chamber.

Also, to consider and report as to any other improvements in the arrangement of the rooms that the convenience of members may require.

Fall River  
Savings  
Bank.

Bill to authorize the Fall River Savings Bank to hold additional real estate, introduced on leave in the Senate, came down, and was read, and referred to the committee on Banks and Banking, in concurrence.

Treasurer.

The annual report of the Treasurer was received, and referred to the committee on Finance.

Orders of the  
day.

The orders of the day were taken up.

Bill to repeal section 2 of chapter 206 of the Acts of the year 1866; and

Bill relative to naturalization;

Were severally read, and ordered to a third reading.

Report, inexpedient, on an order relative to the taxation of mortgaged real estate, was accepted.

Bill in relation to the laying out of streets in the city of Taunton was read, and passed to be engrossed.

Bill making appropriations for the maintenance of the government during the present year was read and amended, and passed to be engrossed.

Severally sent up for concurrence.

Hour of  
meeting.

Mr. Child of Boston moved, that when the House adjourns, it adjourns to meet again on Monday, at 2 o'clock.

Mr. Train of Boston demanded the yeas and nays, but they were not ordered.

And the motion of Mr. Child was agreed to.

Adjourned.

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MONDAY, January 20, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Tax Commis-  
sioner.

The annual report of the Tax Commissioner was received, and referred to the committee on Finance.

Estimates.

The estimates of the inspectors of Rainsford Island and of Tewksbury Almshouse; and

Essex  
Bridge.

The report of the agent of Essex Bridge;

Were received and referred to the same committee.

On motion of Mr. Robinson of **Dorchester**, the petition of **Dorchester.**  
**Marshall P. Wilder and others**, was taken from the table,  
 and referred to the committee on Towns.

Mr. Robinson also presented the petition of **Timothy Farrar and others**, and of **William R. Clark and others**, severally in aid of the petition of **M. P. Wilder and others**; which were referred to the same committee.

Mr. Gould of **Brewster**, the petitions of  
**Jonathan Young and others of Orleans**; and **Cape Cod Central R. R.**  
**Joshua C. Howes and others of Dennis**;

Severally in aid of the petition of the **Cape Cod Central Railroad Company**, for leave to extend to **Provincetown**.

Also of **Nathan Clark and others of Dennis**; and

**Noah S. Snow and others of Wellfleet**;

Severally in aid of the petition of said road for an extension to **Wellfleet**.

Also the remonstrance of the **Cape Cod Central Railroad Company** against the petition of **David K. Akin and others**; **D. K. Akin.**

And the remonstrance of said road against the petition of **Chester Snow and others**. **Chester Snow.**

Mr. Smith of **Lowell**, the petition of **James M. Fessenden and others of Ballardvale**, in aid of the petition of **E. M. Sargent and others**, for a railroad from **Lowell to Ballardvale**. **Railroad from Lowell to Ballardvale.**

Severally referred to the committee on **Railways and Canals**.

Mr. Leavitt of **Canton** presented the petitions of  
**Sally Burr**;  
**Sally Burr of Boston and her son**; and **Punkapog Indians.**  
**Polly Crowd**;  
 Severally for aid.

Mr. Proctor of **Lynn**, the petition of **Increase N. Emerton**, **Increase N. Emerton.**  
 for continuance of his pension.

Severally referred to the committee on **Claims**.

Mr. Tilton of **Boston**, the petition of the city of **Boston**, **City of Boston.**  
 for authority to manufacture illuminating gas.

Mr. Allen of **Newton**, the petition of **Orrin Whipple and others**, to be incorporated as the **Newton House Company**. **Newton House Co.**

Severally referred to the committee on **Mercantile Affairs**.

Mr. Potter of **Arlington**, the petition of **N. D. Skillings and others of Winchester**; **Bridge over Malden River.**

Mr. Hervey of **Medford**, the petition of **James O. Curtis and others of Medford**;

Severally in aid of the petition of **I. Wellington and others**.

Severally referred to the committee on **Roads and Bridges**.

Holyrood  
School.

Mr. Francis of Lowell, the petition of Theodore Edson and others, to be incorporated as the Trustees of Holyrood School ; which was referred to the committee on Education.

Mt. Hope  
Iron Co.

Mr. Leonard of Somerset, the petition of Albert Field and others, stockholders of the Mount Hope Iron Company, for increase of capital ; which was referred to the committee on Manufactures.

Arlington  
Horse R. R.

Mr. Potter of Arlington, the petition of Moses Hunt and others of that town, in aid of the petition of Samuel S. Davis and others ; which was referred to the committee on Horse Railways.

Hyde Park.

Mr. Train of Boston, the petition of Stillman L. Tucker and others of Milton, against the petition of Alpheus P. Blake and others ; which was referred to the committee on Towns.

Severally sent up for concurrence.

Lynn police  
court.

Mr. Howland of Lynn presented the petition of the justice and clerk of the police court of Lynn, for increase of salary.

Lawrence  
police court.

Mr. Tarbox of Lawrence, the petition of the justice and clerk of the police court of Lawrence, for increase of salary.

Wm. S. Mor-  
ton.

Mr. Adams of Quincy, the petition of J. G. Dalton for an inquiry into the official conduct of William S. Morton, trial justice in Quincy.

Severally referred to the committee on the Judiciary.

On motion of Mr. Worcester of Clinton,—

Assessors,  
&c.

*Ordered*, That the committee on Towns consider the expediency of so amending section 81, chapter 18 of the General Statutes, that the assessors and overseers of the poor may be chosen for three years, as the school committee is chosen.

On motion of Mr. Tobin of Boston,—

Adjutant-  
General's  
clerks.

*Ordered*, That the committee on Military Affairs inquire into the number of officials under the Adjutant-General ; how many of them have served their country in the field ; how long their periods of service ; and whether the positions that some of them hold could be, to the people of the State, in the opinion of the committee, more acceptably filled by competent soldiers who have done their whole duty in the campaigns of the late war.

On motion of Mr. Meserve of Roxbury,—

Law of set-  
tlement, &c.

*Ordered*, That the committee on the Laws of Settlement consider the expediency of abandoning the town settlements and adopting the county settlements ; also of abandoning the town and state almshouse system, and adopting the county system.

Severally sent up for concurrence.

On motion of Mr. Potter of Arlington,—

*Ordered*, That the committee on the Judiciary inquire if any further legislation is needed to protect the public against fraudulent transactions of officers of corporations, especially in the matter of the overissue of stock in the same. Overissue of stock.

Mr. Wilder of Boston, on leave, introduced a Bill to incorporate the Albany Street Freight Railway Company; which was read and referred to the committee on Horse Railways, and sent up for concurrence. Albany Street Railway Co.

Mr. Tarbox of Lawrence, from the committee on the Judiciary on an order of January 15, reported a bill concerning elections in towns; which was read and ordered to a second reading. Elections in towns.

Mr. Farnum of Blackstone, from the committee on Banks and Banking, to whom was referred the report of the receivers of the People's Five Cents Savings Bank, reported that no legislation is necessary thereon. People's Five Cents Savings Bank.

The report was considered and accepted, and sent up for concurrence.

*Paper from the Senate.*

Bill to regulate the sale of intoxicating liquors, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on that subject. License bill.

The orders of the day were taken up.

Bill in addition to an act making appropriations for the maintenance of the government during the present year, was read, and recommitted to the committee on Finance, on motion of Mr. Train of Boston. Orders of the day.

Bill in relation to the Lynn and Boston Railroad Company was read, and on motion of Mr. Mixer of Hardwick, recommitted to the committee on Horse Railways.

Bills:

To repeal section 2 of chapter 206 of the acts of the year 1865;

Relative to naturalization;

Were severally read, and on motion of Mr. Adams of Quincy, recommitted to the committee on the Judiciary.

Adjourned.



TUESDAY, January 21, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Estimate.

The estimate for Bridgewater Almshouse for 1868 was received, and referred to the committee on Finance.

Wm. O. Nugent.

Mr. Collins of Boston presented the memorial of Richard Nugent of Boston, reciting the case of his son, William C. Nugent, a citizen of this state, now in prison in Great Britain, and asking the Legislature to take action in the matter; which was referred to the committee on Federal Relations.

Chas. E. Whitmarsh.

Mr. King of Rehoboth the petition of Charles E. Whitmarsh of Dighton, for leave to build a wharf in Taunton River; which was referred to the committee on Harbors.

Severally sent up for concurrence.

Tax on deposits in savings banks.

On motion of Mr. Wilder of Boston,—

*Ordered*, That the committee on Banks and Banking consider the expediency of increasing the tax on deposits in savings banks.

School committees.

On motion of Mr. Lee of Manchester,—

*Ordered*, That the committee on Towns consider the expediency of repealing so much of chapter 38 of the General Statutes as provides for the election of members of school committees for a longer term than one year.

Assessments on stock.

On motion of Mr. Whitney, of Boston,—

*Ordered*, That the committee on Mercantile Affairs consider the expediency of enacting a law providing that the directors of mining or other companies shall not assess on the stock without the consent of two-thirds of the stockholders.

Railroad accidents.

On motion of Mr. Warren of Waltham,—

*Ordered*, That the committee on Railways and Canals consider the expediency of further legislation for the prevention of railroad accidents, particularly for the protection of the travelling public against accidents and loss of life on railroads and at railroad crossings.

Severally sent up for concurrence.

Loss of life on railroads.

On motion of Mr. Warren of Waltham,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending sections 97 and 98, chapter 63 of the General Statutes.

On motion of Mr. Potter of Greenfield,—

*Ordered*, That the same committee consider and report

upon the expediency of repealing section 67 of chapter 144 of the General Statutes. Incompati-  
bility of of-  
fices.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the Attorney-General be requested to inform the House whether, in his opinion, the official existence of the committee appointed by the Legislature of 1867 under chapter 93 of the resolves of said year, did not expire at the close of the political year, other than to report proceedings. Committee  
on South  
Boston Plate.

Mr. Hart of Fall River, on leave, introduced a bill in relation to executions in civil cases; which was read and referred to the committee on the Judiciary. Executions  
in civil cases.

Mr. Morton of Boston, from the committee on the Judiciary, on the petition of William Taylor and others, reported leave to withdraw. Wm. Taylor  
and others.

Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

The petitions of Owen Bearse and others of Barnstable, Erastus Chase and others of Harwich, and Edmund Hallett and others of Yarmouth, severally in aid of the petition of David K. Akin; and David K.  
Akin.

The petition of D. P. Ives and others, for an act to incorporate the South Reading Branch Extension Railroad Company; So. Reading  
Branch Ex-  
tension R.R.

Were severally referred in concurrence to the committee on Railways and Canals.

The remonstrances of the selectmen of Littleton and others, and Orman Ewing and others, against the petition of the selectmen of Boxborough; Boxborough  
and Little-  
ton.

And the remonstrance of James M. Robbins and others, against the petition of Alpheus P. Blake and others; Hyde Park.

Were severally referred in concurrence to the committee on Towns.

The petition of William Martin of Boston, for state aid, was referred in concurrence to the committee on Military Affairs. Wm. Martin.

The petition of the Martha's Vineyard Camp Meeting Association, for an act of incorporation, was referred in concurrence to the committee on Parishes and Religious Societies. Martha's  
Vineyard  
Camp Meet-  
ing Associa-  
tion.

The petition of the city of Boston, for extension of the time for building the Eastern Avenue, was referred in concurrence to the committee on Harbors. Eastern  
Avenue.

Public Char-  
itable Insti-  
tutions.

*Ordered,* In concurrence, that the committee on Public Charitable Institutions be authorized to visit the public charitable institutions of the Commonwealth, as they may deem expedient.

Agricultural  
College Re-  
port.

The report of the joint committee on Printing, to whom was referred the order for printing 2,000 extra copies of the report of the trustees of the Agricultural College, that the order ought to pass, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

Bill concerning elections in towns was read, and on motion of Mr. Train of Boston, recommitted to the committee on Judiciary.

Adjourned.

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WEDNESDAY, January 22, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Member  
qualified.

Mr. E. Watson Arnold, elected a representative from the 7th Norfolk District, in place of Mr. Edward Avery, presented his credentials, and was conducted to the Council chamber by a committee consisting of Messrs. Train of Boston and Newton of Weymouth, and having been qualified, took his seat in the House.

Charles Riv-  
er and War-  
ren Bridges.

The annual report of the mayor of Charlestown, concerning Charles River and Warren Bridges, and the estimate for their support for 1868, were received and referred to the committee on Finance.

Catherine M.  
Miller.

On motion of Mr. Appleton of Southborough, the committee on Claims were discharged from the further consideration of the petition of Catherine M. Miller, and the same was referred to the committee on Military Affairs.

Sent up for concurrence.

M. P. Wilder  
and others.

Mr. Robinson of Dorchester presented the petition of Wm. T. Adams and others, in aid of the petition of M. P. Wilder and others.

So. Reading  
—Wakefield.

Mr. Mansfield of South Reading, the petition of the selectmen of South Reading, that the name of that town may be changed to Wakefield.

Severally referred to the committee on Towns:

Mr. Wood of Grafton, the petition of Sarah M. Ciscoe Sarah M. Ciscoe. and P. Phidelia Clinton, of the Hassanamisco tribe of Indians, for aid; which was referred to the committee on Claims.

Mr. Bates of Westfield, the petition of Roland Yeamans Grist-mill tolls. and others, of Westfield, for an alteration or repeal of the law concerning grist-mill tolls; which was referred to the committee on Manufactures.

Severally sent up for concurrence.

Mr. Beaman of Princeton, on leave, introduced a bill Dog law. concerning dogs, and for the protection of sheep and other domestic animals; which was read and referred to the committee on the Judiciary.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the committee on Railways and Canals Taking of land by rail roads. consider and report whether chapter 293 of the acts of 1864 should not be repealed or modified.

Sent up for concurrence.

Mr. Tompkins of Boston offered the following order, which was referred to the committee on Printing:—

*Ordered*, That 2,000 extra copies of the report of the Harbor Commissioners be printed for the use of the Legislature. Harbor commissioners.

On motion of Mr. Arnold of Northampton,—

*Ordered*, That the use of the Representatives' Hall be granted to the principal of the American Asylum for the Deaf and Dumb at Hartford, on Wednesday, A. M., January 29, for an exhibition of the pupils of said institution. Use of the hall.

Mr. Goddard of Worcester, from the committee on Harbors, on the petition of Otis Shepard, reported leave to withdraw. Otis Shepard.

On motion of Mr. Robinson of Dorchester, the report was considered, and the petition was recommitted to the committee, with instructions to hear the parties.

Mr. Towne of Fitchburg, from the committee on Horse Railways, to whom was recommitted the bill in relation to the Lynn and Boston Railroad Company, reported it in a new draft. Read and ordered to a second reading. Lynn and Boston R. R.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, reported in a new draft the bill concerning elections in towns. Read and ordered to a second reading. Elections.

Mr. Mixer of Hardwick, from the committee on Railways and Canals, on petition of the Boston and Maine Railroad Company, reported a bill to authorize that company to Boston and Maine R. R.

change the location of its road in North Andover and Bradford, and to increase its capital. Read and ordered to a second reading.

Brookline  
Hibernian  
Association.

Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, reported that the bill to incorporate the Brookline Hibernian Association, ought to pass. Placed in the orders of the day for to-morrow.

Poll tax.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on the petition of Samuel Morrill and others reported leave to withdraw. Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Pawners'  
Bank.

The petition of the Pawners' Bank for amendments of its charter, was referred, in concurrence, to the committee on Banks and Banking.

Peddler Law.

The petition of William Provin and others, in aid of that of Frederick S. Rice and others, was referred, in concurrence, to the committee on Mercantile Affairs.

Suffolk and  
Tremont  
Mills.

The petition of George H. Kuhn and others, to be incorporated as the Suffolk and Tremont Mills, was referred, in concurrence, to the committee on Manufactures.

H. N. Eddy.

The remonstrance of John H. Marble and others of Somerset, against the petition of Horatio N. Eddy and others, was referred, in concurrence, to the committee on the Fisheries.

City of Bos-  
ton.

The petition of the city of Boston for authority to manufacture illuminating gas, came from the Senate, that branch having non-concurred with the House in reference of the same to the committee on Mercantile Affairs, and having referred the same to the committee on Manufactures.

On motion of Mr. Train of Boston, the House voted to recede, and to concur in referring the petition to the last-named committee.

Orders of the  
day.

The orders of the day were taken up.

Report, leave to withdraw, on petition of William Taylor and others, was accepted.

The order "that two thousand extra copies of the report of the Trustees of the Agricultural College, with copies of the photographs of the buildings, be printed for the use of the college, and for distribution among the members of the Legislature," was adopted in concurrence.

Adjourned.

THURSDAY, January 23, 1868.

Met according to adjournment.

On motion of Mr. Adams of Quincy, the reading of the journal was dispensed with.

*Papers from the Senate.*

The petition of the selectmen of Hull, for leave to sell parsonage lands, was referred, in concurrence, to the committee on Parishes and Religious Societies. Parsonage lands in Hull.

The remonstrance of Amos Poole and others against the petition of A. P. Blake and others, was referred, in concurrence, to the committee on Towns. Hyde Park.

Mr. Blasdel of Lexington presented the petition of William Winn and others, of Burlington, in aid of the petition of I. Wellington and others. Bridge over Malden River.

Mr. Shortle of Provincetown, the petition of the town of Truro for leave to build a dike across Pamet River. Truro.

Severally referred to the committee on Roads and Bridges.

Mr. Child of Boston, the petition of Amos Hollingworth and others of Milton, against the petition of A. P. Blake and others. Hyde Park.

Mr. Peirce of Boston, the petition of J. M. Forbes and others of Milton, also against the petition of A. P. Blake and others.

Severally referred to the committee on Towns.

Mr. Dana of Cambridge, the petition of the Massachusetts Horticultural Society, for legislation to prevent the increase of insects injurious to vegetation. Insects injurious to vegetation.

Mr. Bullard of Dedham, the petition of the Dedham Fruit Growers' Protective Association, in aid of the same.

Severally referred to the committee on Agriculture.

Mr. White of Charlestown, the petition of Rebecca Davis for State aid; which was referred to the committee on Claims. Rebecca Davis.

Mr. Wright of Lawrence, the petition of the President and Directors of the Merrimac Valley Horse Railroad Company for an amendment of their charter; which was referred to the committee on Horse Railways. Merrimac Valley Horse Railroad Co.

Mr. Child of Boston, the petition of the Boston and Hingham Steamboat Company for increase of capital; which was referred to the committee on Mercantile Affairs. Boston and Hingham Steamboat Co.

Also, of the same company for leave to build a wharf; which was referred to the committee on Harbors.

Mr. Stearns of Milford, the petition of the Milford and Woonsocket Railroad Company for leave to lease their road; Milford and Woonsocket Railroad Co.

which was referred to the committee on Railways and Canals.

On motion of Mr. Seaver of Roxbury,—

Smelts.

*Ordered*, That the committee on the Fisheries consider the expediency of forbidding the taking of smelts by nets or seines.

On motion of Mr. Jackman of Newburyport,—

8th Regim't  
Mass. Volun-  
teers.

*Ordered*, That the committee on Military Affairs report what sum of money was paid to the officers and members of the 8th Regiment Massachusetts Volunteers, for services in camp in 1861, before being mustered into the service of the United States; and whether the sum paid included the rations allowed by law.

Severally sent up for concurrence.

On motion of Mr. Jackman of Newburyport,—

Courts in  
Newbury-  
port.

*Ordered*, That the committee on the Judiciary consider the expediency of removing the two terms of the superior court, now held at Newburyport, to Salem; and, if found expedient so to do, that they report a bill to that effect, embracing a section that the county commissioners be authorized and directed to sell the property in Newburyport, belonging to the county, to Newburyport, for a nominal sum.

On motion of Mr. Train of Boston,—

Assistant-  
register of  
probate and  
insolvency.

*Ordered*, That the same committee consider the expediency of abolishing the office of assistant-register of probate and insolvency.

Municipal  
court in  
Roxbury.

Also, to consider the expediency of abolishing the municipal court of the Southern District of Boston.

Appropriation  
bill.

Mr. Parsons of Brookline, from the committee on Finance, under the general order, reported a bill making appropriations for the expenses of the State almshouses, the hospital at Rainsford Island, the State Prison, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of State lunatic paupers, and for other purposes.

Read, and ordered to a second reading.

Lawrence  
police court.

Mr. Dana of Cambridge, from the committee on the Judiciary, on the petition of the justice and clerk of the Lawrence police court for increase of salary, reported leave to withdraw.

City of Lynn.

Also, leave to withdraw on the petition of the city council of Lynn for leave to sell real estate.

Severally placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

Bill in relation to the Lynn and Boston Railroad Company, was read and ordered to a third reading.

Report, leave to withdraw, on petition of Samuel Morrill and others, was accepted.

Bill to incorporate the Brookline Hibernian Association, was read and ordered to a third reading.

Bill concerning elections in towns, was read and rejected.

Bill to authorize the Boston and Maine Railroad to change the location of its road in North Andover and Bradford, and to increase its capital, was read and ordered to a third reading.

Adjourned.

FRIDAY, January 24, 1868.

Met according to adjournment.

On motion of Mr. Thompson of Boston, the reading of the journal was dispensed with.

Mr. Mixter of Hardwick, at his request, was excused from serving upon the committee on the petition of Moses A. Dow and others, for the union of Boston and Charlestown, and Mr. Wright of Lawrence was appointed chairman of the committee on the part of the House, in his place, and Mr. Arnold of Braintree was appointed a member of the committee to fill the vacancy.

Moses A. Dow—annexation of Charlestown.

Mr. Arnold of Northampton moved a suspension of the rule, so as to allow him to move a reconsideration of the vote by which the use of the hall was granted to the principal of the Asylum for the Deaf and Dumb at Hartford; but the House refused to suspend the rule, two-thirds not voting for the motion.

Use of hall.

On motion of Mr. Dana of Cambridge the use of the green room was granted for the same purpose.

Mr. Cook of Gloucester presented the petitions of Joseph Sayward and others, and Robert Tarr and others, of Gloucester, in aid of the petition for the extension of the Lawrence branch of the Eastern Railroad to Lawrence.

Eastern R.R.

Severally referred to the committee on Railways and Canals, and sent up for concurrence.

Mr. Stearns of Milford, the petition of the justice of the police court of Milford, for increase of salary; which was referred to the committee on the Judiciary.

Police court, Milford.

Mr. Train of Boston, the petition of Luke Murphy and others to be incorporated as the Union Relief Fund of the

Musicians' Union Relief Fund.



Boston Musicians; which was referred to the committee on Probate and Chancery.

South Boston flats.

A communication was received from the Attorney-General, in reply to an order of inquiry by the House concerning the powers of the committee of the Legislature of 1867 on the improvement of South Boston Flats.

Laid upon the table.

Constitutional amendment.

Mr. Lathrop of Huntington, on leave, introduced a bill to amend the Constitution of the Commonwealth; which was read and referred to the committee on the Judiciary.

School districts.

Mr. Whiting of Pembroke, on leave, introduced a bill to repeal certain laws concerning school districts; which was read and referred to the committee on Education, and sent up for concurrence.

On motion of Mr. Tompkins of Boston,—

Trawling for fish.

*Ordered*, That the committee on the Fisheries be instructed to report what legislation, if any, is needed to prevent trawling for fish in the waters of the Commonwealth.

Sent up for concurrence.

Contested election.

Mr. Child of Boston, from the committee on Elections, to whom was referred the petition of Henry P. Trask, for the seat in the House now held by John McDuffie, submitted the following report:—

That at the request of all parties, and evidence having been introduced tending to show that the votes were improperly counted, the committee recounted the votes for representative in said district, and it was found that the original count by the officers was substantially correct. Wherefore, in the opinion of the committee, John McDuffie is rightfully entitled to his seat in this House.

The report was placed in the orders of the day for to-morrow.

Increase N. Emerton.

Mr. Swain of Easton, from the committee on Claims, reported a resolve in favor of Increase N. Emerton, (on his petition;) which was read and referred to the committee on Finance.

Mr. Sanford of Wareham, from the committee on the Fisheries, on the several petitions of

Joseph Simmons; and

Horatio N. Eddy;

Reported leave to withdraw, for want of legal notice.

These reports were considered, and on motion of Mr. Sanford the petition of Mr. Simmons was recommitted to the committee, with instructions to hear the parties.

And on motion of Mr. Leonard of Somerset, the petition of Mr. Eddy was recommitted, with the same instructions.

Mr. Wright of Lawrence, from the committee on Railways and Canals, on the petition of Elbridge Sweet and others, reported leave to withdraw, for want of legal notice.

Boston and  
Providence  
Railroad.

On motion of Mr. Wright, the report was considered, and the petition was recommitted to the committee with instructions to hear the parties.

Mr. Walker of Springfield, from the committee on Finance, to whom was recommitted the bill in addition to an act making appropriations for the maintenance of the government during the present year, reported that it ought to pass. Placed in the orders of the day for to-morrow.

Appropriation  
bill.

Mr. Walker, from the same committee, also reported that no legislation is required, on the report of the tax commissioner referred to that committee, and that the report ought to be printed, with tables A and C thereto annexed. The report was placed in the orders of the day for to-morrow.

Tax commis-  
sioner.

Mr. Thompson of Boston offered an order requesting the Sergeant-at-Arms to ascertain and report to the Speaker the expense of furnishing to the members of the House such a number of newspapers as may be desired, not exceeding two daily newspapers to each member.

Newspapers.

The order was afterwards withdrawn, and

On motion of Mr. Thompson, it was

*Ordered*, That the Sergeant-at-Arms be requested to ascertain and report to the Speaker, whether any apartment in the state house can be properly arranged for a reading room for the use of the members of the House, and if so, the probable expense of furnishing the proper desks for that purpose.

Reading-  
room.

### *Papers from the Senate.*

The following order, reported by the committee on the State House, to whom was referred an order concerning alterations in the state house, came down from the Senate and was concurred in.

*Ordered*, That the Sergeant-at-Arms be instructed to cause to be restored to the northerly side of the Senate chamber, two windows, one to the right and one to the left of the President's chair.

State house.

The remonstrance of Charles Robinson, Jr., and others of Charlestown, against the petition of Moses A. Dow and others, for the union of Charlestown to Boston, was referred in concurrence to the committee on that subject.

Charlestown  
and Boston.

Marshpee  
Manufactur-  
ing Co.

The petition of the Marshpee Manufacturing Company, for authority to hold and improve real estate in Marshpee to the amount of \$25,000, was referred in concurrence to the committee on Agriculture.

Webster  
Five Cents  
Savings  
Bank.

The petition of R. O. Storrs and others of Webster, to be incorporated as the Webster Five Cents Savings Bank, was referred in concurrence to the committee on Banks and Banking.

Hyde Park.

The remonstrance of Franklin B. White and others of Milton, against the petition of A. P. Blake and others, was referred in concurrence to the committee on Towns.

Orders of the  
day.

The orders of the day were taken up.

Report, leave to withdraw, on the petition of the city of Lynn, was accepted.

Report, leave to withdraw, on the petition of the justice and clerk of the Lawrence police court, was accepted.

Bill making appropriations for the expenses of the state almshouses, &c., was read and amended, and ordered to a third reading.

Bill in relation to the Lynn and Boston Railroad Company was read and passed to be engrossed and sent up for concurrence.

Bill to incorporate the Brookline Hibernian Association was read.

On motion of Mr. Seaver of Roxbury, the previous question was ordered. The bill was passed to be engrossed and sent up for concurrence.

Bill to authorize the Boston and Maine Railroad to change the location of its road in North Andover and Bradford, and to increase its capital, was read and passed to be engrossed, and sent up for concurrence.

Elections in  
towns.

Mr. Tarbox of Lawrence, moved a reconsideration of the vote by which the bill concerning elections in towns was yesterday rejected ; but the motion was rejected by a vote of 79 to 85.

Cape Cod  
Harbor at  
Provincetown.

A message was received from the Governor, transmitting the report of the commissioners appointed under the resolves relating to Cape Cod Harbor at Provincetown. Ordered to be printed, and referred to the committee on Harbors, and sent up for concurrence.

Mystic River  
Railroad.

Mr. Drew of Plymouth, from the committee on Railways and Canals, reported a bill to extend the time for the location and construction of the Mystic River Railroad ; which was read and ordered to a second reading.

Adjourned.

SATURDAY, January 25, 1868.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport, the reading of the journal was dispensed with.

Mr. Wheeler of Sudbury presented the petition of J. S. Hunt and others of Sudbury, for a railroad through Sudbury and Wayland, to connect with the Fitchburg Railroad at Weston; which was referred to the committee on Railways and Canals. Wayland and Sudbury Railroad.

Mr. Hart of Woburn, the petition of Charles Choate and others of Woburn, in aid of the petition of I. Wellington and others; which was referred to the committee on Roads and Bridges. Bridge over Malden River.

Mr. Souther of Boston, on leave, introduced a bill concerning the South Boston Savings Bank; which was read, and referred to the committee on Banks and Banking. South Boston Savings Bank.

Severally sent up for concurrence.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That a special committee be appointed, consisting of the committee on Finance, of the House, and the committee on the Treasury of the Senate, who shall inquire and examine into the condition, wants and rights of the Indian tribes of the Commonwealth, and claims for and against said tribes, or individuals claiming to belong to said tribes; and report upon the same. Indian tribes.

On motion of Mr. King of Boston,—

*Ordered*, That the committee on the State House consider what disposition shall be made of the portraits belonging to the state. Portraits.

Severally sent up for concurrence.

On motion of Mr. Stearns of Milford,—

*Ordered*, That the committee on the Judiciary consider the expediency of repealing sections 8 to 12, inclusive, of the second chapter of the General Statutes, it being in relation to the publication of notices of intention to petition the Legislature. Notice of petitions.

On motion of Mr. Bates of Westfield,—

*Ordered*, That the same committee consider the expediency of repealing the last sentence of the second section of chapter 144 of the acts of 1863, "concerning elections in cities," and of amending said act. Elections in cities.

Mr. Potter of Arlington, from the committee on Railways and Canals, on the petition of F. W. Bird and others, East Walpole Branch R. R.

reported a bill to incorporate the East Walpole Branch Railroad Company; which was read, and ordered to a second reading.

*Papers from the Senate.*

**I. Washburn and Moen Wire Works.** The petition of Ichabod Washburn and others, for a change in the name of the I. Washburn and Moen Wire Works, and for increase of capital, was referred in concurrence, to the committee on Manufactures.

**Adams and Williamstown union graded school.** The petition of C. A. Archer and others, for authority to the towns of Adams and Williamstown to establish a union graded school in the village of Blackinton, was referred in concurrence to the committee on Education.

**Merchants' and Farmers' Mutual Fire Insurance Co.** The petition of the Merchants' and Farmers' Mutual Fire Insurance Company of Worcester, for renewal of their charter, and for leave to hold real estate, was referred to the committee on Insurance, in concurrence.

**Methodist Theological Seminary.** Bill supplementary to an act incorporating the Trustees of the Theological Seminary of the Methodist Episcopal Church, passed to be engrossed in the Senate, came down, and was read, and ordered to a second reading.

**Orders of the day.** The orders of the day were taken up.

Report of the committee on Finance, concerning the report of the Tax Commissioner, was accepted.

Report of the committee on Elections, on the petition of Henry P. Trask, asking for the seat in the House held by John McDuffie, was accepted, and in accordance therewith, Mr. McDuffie was declared entitled to his seat.

Bill to extend the time for the location and construction of the Mystic River Railroad, was on motion of Mr. Dana of Cambridge, postponed until Monday.

Bill in addition to an act making appropriations for the maintenance of the government during the present year, was read and ordered to a third reading.

Adjourned.

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MONDAY, January 27, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

**Wayland and Sudbury Branch R. R.** Mr. Wheeler of Sudbury presented the petition of E. M. Pousland and others of Wayland, for a railroad from Sudbury through Wayland to Weston.

Mr. Pool of Rockport, the petition of Ezra Eames and others of that town, in aid of the petition of the Eastern Railroad for extension of its Lawrence branch to Lawrence.

Eastern R.R.

Severally referred to the committee on Railways and Canals.

Mr. Robinson of Dorchester, the petition of E. D. Miller and others of Dorchester, in aid of the petition of M. P. Wilder and others.

Dorchester and Boston.

Mr. White of Charlestown, the petition of Stephen Stimson and others, in aid of the petition of Hawes Atwood and others.

Malden and So. Malden.

Severally referred to the committee on Towns.

Mr. Tarbox of Lawrence, the petition of Milton Bonney and others, to be incorporated as the Lawrence Savings Bank; which was referred to the committee on Banks and Banking.

Lawrence Savings Bank.

Mr. White of Charlestown, the petition of Richard Frothingham and others against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Charlestown and Boston.

On motion of Mr. Collins of Boston,—

*Ordered*, That the committee on Public Charitable Institutions inquire by what authority the officers of the town of Hopkinton transferred certain children from the poor farm in that town to an association in Boston, for the purpose of being sent West; and to report what legislation is necessary to prevent all such officers from sending poor children beyond the Commonwealth in future, without consent of the children and their parents.

Town of Hopkinton, &c.

On motion of Mr. Gargan of Boston,—

*Ordered*, That the same committee inquire what legislation, if any, is necessary to obtain from the trustees of the state reform school at Westborough a proper recognition of the spirit as well as the letter of the law which declares that nothing sectarian shall be allowed to enter into the government of our public institutions.

Sectarianism in public institutions.

Severally sent up for concurrence.

On motion of Mr. Capen of Sharon,—

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 130 of the acts of 1867, that all money for dog licenses shall be paid into the town treasury, and after paying all damages committed by dogs, the remainder shall be divided *pro rata* in the next year's license.

Dog law.

Orders of the  
day.

The orders of the day were taken up.

Bill to extend the time for the location and construction of the Mystic River Railroad, was read and ordered to a third reading.

Bill making appropriations for the expenses of the state almshouses, the hospital at Rainsford Island, the state prison, the reform school at Westborough, the Massachusetts nautical school, the support and relief of state lunatic paupers, and for other purposes, was read and amended, and on motion of Mr. Nash of Boston laid upon the table.

Bill to incorporate the East Walpole Branch Railroad Company was read and amended and ordered to a third reading.

Bill supplementary to an act incorporating the Trustees of the Theological Seminary of the Methodist Episcopal Church, was read and ordered to a third reading.

Bill in addition to an act making appropriations for the maintenance of the government during the present year, was read and passed to be engrossed and sent up for concurrence.

Appropriation  
bill.

On motion of Mr. Rich of Boston, the bill making appropriations for expenses of the state almshouses, &c., was taken from the table and passed to be engrossed and sent up for concurrence.

Adjourned.

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TUESDAY, January 28, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

D. K. Akin.

Mr. Gould of Brewster presented the remonstrances of R. E. Wixon and others of Dennis Port, Elijah B. Sears and others of Harwich, and M. S. Underwood and others of South Dennis, against the petition of David K. Aiken and others.

Turner's  
Falls Branch  
Railroad.

Mr. Potter of Greenfield, the petition of Wendell T. Davis, for an extension of time for locating and constructing the Turner's Falls Branch Railroad.

Eastern R.R.

Mr. Lee of Manchester, the petition of George Pierce and others, in aid of the petition of the Eastern Railroad, for extension to Lawrence.

Depot at  
Knight's  
Crossing.

Mr. Jackman of Newburyport, the petition of Joseph Little and others of Newbury, that the Eastern Railroad

may be required to establish a depot at Knight's Mill Crossing in Newbury.

Severally referred to the committee on Railways and Canals.

Mr. Carruth of Chelsea presented the petition of Rufus S. Frost and others of Chelsea, in aid of the petition of John P. Palmer and others. Salem turnpike, &c.

Mr. Cox of Malden, the remonstrance of David Ayers and others of Malden, against the petition of I. Wellington and others. Bridge over Malden River.

Severally referred to the committee on Roads and Bridges.

Mr. Abbott of Middleborough presented the petition of P. R. Russell and others of Bolton, for legislation for the suppression of crime and pauperism; which was referred to the committee on the Sale of Liquors, &c. Liquor.

Mr. Adams of Newburyport, the petition of Lewis A. Horton, for relief; which was referred to the committee on Military Affairs. Lewis A. Horton.

Mr. Sherburne of Charlestown, the petition of Henry P. Goodwin and others, against the annexation of Charlestown to Boston; which was referred to the committee on that subject. Charlestown and Boston.

Severally sent up for concurrence.

Mr. Carruth of Chelsea presented the petition of the mayor of Chelsea, for the extension of the betterment law to that city; which was referred to the committee on the Judiciary. Betterment law in Chelsea.

A communication was received from the Sergeant-at-Arms, in reply to an order of the House asking information as to a reading room. Reading-room in state house.

Mr. Thompson of Boston offered the following order, which was laid over until to-morrow:—

*Ordered*, That the Sergeant-at-Arms be authorized and directed to place in the public room in the state house, suitable forms and files for newspapers, and to supply said files during the session with such city and county papers as are referred to in his report to the Speaker of this date; provided said forms, files and newspapers can be furnished at an expense to the state not exceeding the sum of \$200. Reading-room in state house.

Mr. Stearns of Milford offered the following order, which was laid over until to-morrow:—

*Ordered*, That the Clerk of the House furnish stationery for each of the seats in the House. Stationery.



On motion of Mr. Hathaway of Charlton,—

Ministerial  
funds.

*Ordered*, That the committee on the Judiciary consider the expediency of enacting a law exempting ministerial funds from taxation, when they are invested in government bonds.

Sale of pa-  
tented ar-  
ticles.

Mr. Goddard of Worcester, on leave, introduced a bill regulating the sale of patented articles; which was read, and referred to the committee on Manufactures, and sent up for concurrence.

Rights of the  
the Com-  
monwealth  
in tide-  
waters.

Mr. Dana of Cambridge, on leave, introduced a bill further to protect the rights of the Commonwealth in tide-waters; which was read, and referred to the committee on Harbors, and sent up for concurrence.

On motion of Mr. Cook of Gloucester,—

Monthly  
drills.

*Ordered*, That the committee on Military Affairs consider the expediency of re-establishing the monthly drills of 1866. Sent up for concurrence.

Treasurer to  
borrow  
money.

Mr. Walker of Springfield, from the committee on Finance, to whom referred so much of the Governor's address as relates to the finances, reported a resolve authorizing the Treasurer to borrow money in anticipation of the revenue.

Read and ordered to a second reading.

Appropri-  
ation bill.

Mr. Williams of Worcester, from the same committee, under the general order, reported a bill making appropriations from the funds and the income of the funds herein mentioned, and for other purposes.

Read and ordered to a second reading.

Appropri-  
ation bill.

Mr. Parsons of Brookline, from the same committee, under the general order, reported a bill making appropriations for certain expenses authorized in the year 1867 and previous years, and for other purposes.

Read and laid upon the table.

Adjutant-  
General's  
clerks.

Mr. Thompson of Boston, from the committee on Military Affairs, to whom was referred an order of January 20, relating to the clerks in the office of the Adjutant-General, submitted a report on that subject, and concluding that no legislation is necessary. Placed in the orders of the day for to-morrow.

Friendship  
Lodge.

Mr. Nash of Boston, from the committee on Mercantile Affairs, on the petition of Samuel W. Dudley and others, reported leave to withdraw, for want of notice.

On motion of Mr. Gould of Melrose, the report was considered, and the petition was recommitted to the committee, with instructions to hear the parties.

*Papers from the Senate.*

The report of the Board of Education was received, and referred to the committee on Education.

Board of  
Education.

The petition of L. H. Angier and others, in aid of the petition of Hawes Atwood and others, was referred to the committee on Towns.

Malden and  
So. Malden.

The petitions of Joseph Reed and others of Chatham, Joshua Bearse and others of Chatham, Isaiah Sherman and others of Yarmouth, in aid of the petition of D. K. Akin, were referred to the committee on Railways and Canals.

D. K. Akin.

The petition of the Wier Street Free Baptist Church of Taunton, for an act of incorporation, was referred to the committee on Parishes and Religious Societies.

Yearly meet-  
ing of Free  
Baptists.

The petition of the mayor of Charlestown, for authority to fill up certain flats lying northerly of the Boston and Maine Railroad in that city, was referred to the committee on Harbors.

Flats north  
of Boston  
and Maine  
Railroad.

*Ordered,* That the committee on Education consider the expediency of preventing by law a member of a school committee from engaging as teacher in any public school in the city or town for which he is elected, during the continuance of his office.

School com-  
mittees as  
teachers.

Severally in concurrence.

Bill to incorporate the Salem Lead Company, passed to be engrossed in the Senate, came down and was read, and ordered to a second reading.

Salem Lead  
Co.

Bill conferring jurisdiction upon police courts and trial justices in certain cases, passed to be engrossed in the Senate, came down and was read, and referred to the committee on the Judiciary.

Jurisdiction  
of police  
courts, &c.

Mr. Walker of Springfield moved a reconsideration of the vote by which the bill making appropriations for expenses of the state almshouses, &c., was yesterday passed to be engrossed.

Appropriation  
bill.

The motion was agreed to, and the bill was then on motion of Mr. Walker, recommitted to the committee on Finance.

The orders of the day were taken up.

Orders of the  
day.

Bill to extend the time for the location and construction of the Mystic River Railroad, was read and amended and passed to be engrossed.

Bill to incorporate the East Walpole Branch Railroad Company, was read and passed to be engrossed.

Severally sent up for concurrence.

Bill supplementary to an act incorporating the Trustees of the Theological Seminary of the Methodist Episcopal Church, was read and passed to be engrossed in concurrence.

Adjourned.

WEDNESDAY, January 29, 1868.

Met according to adjournment.

The journal of yesterday was read and approved.

Bridge over  
Malden  
River.

Mr. Cunningham of Charlestown presented the petition of J. A. D. Worcester and others of Charlestown; and

Mr. Mansfield of South Reading, the petition of Lyman Dike and others of Stoneham;

Severally in aid of the petition of I. Wellington and others.

Severally referred to the committee on Roads and Bridges.

Salem turn-  
pike, &c.

Mr. Towne of Topsfield, the remonstrance of George H. Sweetser and 253 others of Saugus, against the petition of John P. Palmer and others.

Mr. Howland of Lynn, the petitions of Waldo Thompson and others, and Gardiner Tufts and others, of Lynn, severally in aid of the petition of J. P. Palmer and others.

Severally referred to the same committee.

Eastern R.R.  
extension.

Mr. Wilson of Beverly, the petitions of Joseph Haskell and others, and Moses Marshall and others, of Beverly, severally in aid of the petition of the Eastern Railroad for extension to Lawrence.

Severally referred to the committee on Railways and Canals.

Eight hours  
law.

Mr. Buzzell of Boston, the petitions of Thomas Sutherland and others, and George H. Spaulding and others, for an eight hours law.

Severally referred to the committee on that subject.

Charlestown  
and Boston.

Mr. Rand of Charlestown, the petition of Jeremy Wilson and others against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Severally sent up for concurrence.

Cemetery in  
Dorchester.

Mr. Ruggles of Dorchester, the petition of the town of Dorchester for legislation concerning the cemetery in that town; which was referred to the committee on the Judiciary.

Mr. Hobbs of Roxbury, on leave, introduced a bill to incorporate the Oak Bluffs Land and Wharf Company; which was read and referred to the committee on Mercantile Affairs, and sent up for concurrence.

Oak Bluffs  
Land and  
Wharf Co.

On motion of Mr. Bates of Westfield,—

*Ordered*, That the committee on Probate and Chancery inquire into the expediency of further legislation in relation to insolvent estates of deceased persons.

Insolvent  
estates of  
deceased per-  
sons.

On motion of Mr. Whitney of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 61 of the General Statutes.

General cor-  
poration law.

The orders offered yesterday by Mr. Thompson of Boston and Mr. Stearns of Milford, were taken up and rejected.

Reading-  
room, &c.

Mr. Gargan of Boston offered the following order, which was rejected :—

*Ordered*, That each member of the House be furnished with two newspapers daily, such as he may select.

Reading-  
room, &c.

Mr. Williams of Boston, from the committee on Towns, on an order of January 21, relative to the election of school committees, reported, asking to be discharged from its further consideration, and recommending its reference to the committee on Education.

School com-  
mittees.

The report was considered and the committee discharged, and the order referred accordingly and sent up for concurrence.

Mr. Plunkett of Pittsfield, from the committee on Manufactures, on the petition of Albert Field and others, reported leave to withdraw for want of legal notice. On motion of Mr. Leonard of Somerset the report was considered and the petition was recommitted to the committee, with instructions to hear the parties.

Mount Hope  
Iron Co.

Mr. Goddard of Worcester, from the committee on Harbors, on the petition of Charles E. Whitmarsh, reported leave to withdraw, for want of legal notice. On motion of Mr. King of Rehoboth, the report was considered, and the petition was recommitted to the committee, with instructions to hear the parties.

Chas. E.  
Whitmarsh.

Mr. Howland of Lynn, from the committee on the Judiciary, reported, asking to be discharged from the further consideration of the order of January 28, relating to assistant-registers of probate and insolvency.

Registers of  
probate and  
insolvency.

The report was considered, and the committee was discharged, and the order was referred to the committee on Probate and Chancery.

Election  
sermon.

Mr. Walker of Springfield, from the committee to whom was referred the order relative to the election sermon, reported that a copy of the sermon had been obtained, and that it ought to be printed. Placed in the orders of the day for to-morrow.

Printing.

Mr. Clarke of Belmont, from the committee on Printing, to whom was referred an order relative to printing 2,000 copies extra of the report of the Harbor Commissioners, reported in favor of printing 1,000 extra copies.

Printing.

Mr. Kellogg of Lynn, from the same committee, to whom was referred an order relative to printing the plan accompanying the report of the Commissioners on Cape Cod Harbor at Provincetown, reported in favor of printing the same.

Severally placed in the orders of the day for to-morrow.

Oramel Mar-  
tin.

Mr. Lane of Leominster, from the committee on Claims, on the petition of Oramel Martin, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Acts of W.  
S. Morton.

Mr. Howland of Lynn, from the committee on the Judiciary, on the petition of J. G. Dalton, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Jurisdiction  
to police  
courts.

Mr. Morton of Boston, from the same committee, to whom was referred Senate bill giving jurisdiction to police courts and trial justices in certain cases, reported that it ought to pass. Placed in the orders of the day for to-morrow.

Dog law.

Mr. Tarbox of Lawrence, from the same committee, to whom was referred the bill concerning dogs, and for the protection of sheep and other domestic animals, and an order of January 27, relative to amending the dog law, reported inexpedient to legislate on the subject of the order, and that the bill ought not to pass. Placed in the orders of the day for to-morrow.

Appropriation  
bill.

Mr. Parsons of Brookline, from the committee on Finance, to whom was recommitted the bill making appropriations for the state almshouses, &c., reported it with certain amendments. Placed in the orders of the day for to-morrow.

Betterment  
law.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on the petition of the mayor of Chelsea, reported a bill concerning the laying out, altering, widening and improving the streets of the several cities. Read and ordered to a second reading.

Cambridge  
water works.

Mr. Nash of Boston, from the committee on Mercantile Affairs, on petition of the city of Cambridge, reported a bill

in addition to an act to supply the city of Cambridge with pure water.

Read and ordered to a second reading.

*Papers from the Senate.*

Bill making appropriations for the maintenance of the government during the present year, passed to be engrossed in the Senate, in concurrence with an amendment, came down and was considered, and the amendment was concurred in. Appropriation bill.

The order instructing the committee on Public Charitable Institutions to inquire what legislation is necessary to obtain from the trustees of the reform school at Westborough a proper recognition of the spirit and letter of the law, &c., came from the Senate, amended by adding after Westborough the words, "or any other charitable institution." Sectarianism in public institutions.

The amendment was concurred in.

An order directing the joint committee on Printing to consider the expediency of printing 1,000 extra copies of the report of the Constable of the Commonwealth, came from the Senate, and was rejected. Printing.

The petitions of George Taylor and others of Chatham, E. M. Eldridge and others of Chatham, S. D. Clifford and others of Chatham, Christopher Taylor and others of Chatham, Z. Eldridge and others of Chatham, Isaac Bea and others of Chatham, and Edmund Flinn and others of Chatham, severally in aid of the petition of D. K. Akin and others, were severally referred in concurrence to the committee on Railways and Canals. D. K. Akin.

The petition of N. F. Aglar of Quincy for state aid, was referred in concurrence to the committee on Military Affairs. N. F. Aglar.

The petition of Isaac Williams for aid, was referred in concurrence to the committee on Claims. Isaac Williams.

Bill to incorporate the Union Print Works, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on Manufactures. Union Print Works.

The list of banks that have become banking associations under the laws of the United States, came from the Secretary of the Commonwealth, and was referred in concurrence to the committee on Banks and Banking. Banking Associations.

The orders of the day were taken up.

Orders of the day.

The report of the committee on Military Affairs on the subject of the clerks employed in the office of the Adjutant-General, was accepted and sent up for concurrence.

Resolve authorizing the Treasurer to borrow money in anticipation of the revenue, was read and ordered to a third reading.

Bill making appropriations from the funds and the income of the funds herein mentioned, and for other purposes, was read and ordered to a third reading.

Bill to incorporate the Salem Lead Company, was read and ordered to a third reading.

Estimate.

The estimate by the Sergeant-at-Arms of his expenses for 1868, was received and referred to the committee on Finance.

Adjourned.

THURSDAY, January 30, 1868.

Met according to adjournment.

On motion of Mr. Collins of Boston, the reading of the journal was dispensed with.

New Eng-  
land Marine  
Insurance  
Company.

Mr. Nash of Boston presented the petition of the New England Marine Insurance Company for an amendment of its charter; which was referred to the committee on Insurance.

So. Reading  
Extension  
Railroad.

Mr. Cox of Malden, the petition of Nathan N. Sargent and others of Malden, in aid of the petition of D. P. Ives and others; which was referred to the committee on Railways and Canals.

Salem turn-  
pike, &c.

Mr. Burbeck of Salem, the petition of Wm. Cogswell and others of Salem, in aid of the petition of J. P. Palmer and others; which was referred to the committee on Roads and Bridges.

Jemima  
Easton.

Mr. Wood of New Bedford, the petition of Abiah Thomas in favor of Jemima Easton; which was referred to the committee on Claims.

Hadley  
Horse R. R.

Mr. Porter of Hatfield, the petition of the town of Hadley for leave to tax themselves to the amount of \$6,000 to build a horse railroad to Northampton; which was referred to the committee on Horse Railways.

Severally sent up for concurrence.

Dog law.

Mr. Holway of Sandwich presented the petition of Nathan Pocknett and others of Marshpee for repeal of the dog law; which was referred to the committee on the Judiciary.

Railroad  
commission-  
ers.

Mr. Young of Boston, on leave, introduced a bill to establish a board of railroad commissioners; which was read, and referred to the committee on Railways and Canals, and sent up for concurrence.

On motion of Mr. Stearns of Milford,—

*Ordered*, That the committee on the Laws of Settlement Laws of settlement. inquire into the expediency of amending section 1, chapter 230, of the Acts of 1865, by striking out the words, "an inhabitant of said city or town, and had resided therein for six months next previous to the time of his being mustered into said service." Sent up for concurrence.

Mr. Gargan of Boston, on leave, introduced a resolve Mail contract to steamship line. requesting our senators and representatives in Congress to secure from the general government a subsidy or mail contract for the proposed line of American steamships to ply between Boston and European ports. Read, and referred to the committee on Federal Relations, and sent up for concurrence.

Mr. Morton, of Boston, from the committee on the Judiciary, on an order of Jan. 25 relative to the repeal of the law requiring publication of notice of intention to petition the legislature, reported inexpedient to legislate. Placed in the orders of the day for to-morrow. Petition law.

Mr. Howland of Lynn, from the same committee, reported Valuation lists. that the bill to equalize the valuation lists of the cities and towns of the Commonwealth ought not to pass. Placed in the orders of the day for to-morrow.

Mr. White of Charlestown, from the committee on Mercantile Affairs, reported, asking to be discharged from the further consideration of the order of Jan. 21 relative to the assessment of shares upon stock of mining and other companies, and recommending its reference to the committee on the Judiciary. Assessment of shares.

The report was considered and accepted, and so much thereof as discharges the committee on Mercantile Affairs sent up for concurrence, and the order was referred to the committee on the Judiciary.

Mr. Nash of Boston, from the committee on Mercantile Affairs, on the petition of the Boston and Hingham Steamboat Company for increase of capital stock, reported leave to withdraw for want of legal notice. Boston and Hingham Steamboat Co.

On motion of Mr. White of Charlestown, the report was considered, and the petition was recommitted to the committee with instructions to hear the parties.

Mr. Ruggles of Fitchburg, from the committee on Railways and Canals, on the petition of E. W. Sweet and others, reported a bill to authorize the Boston and Providence Railroad Company to change the location of the West Mansfield passenger station. West Mansfield passenger station. Read, and ordered to a second reading.



**Bills passed.****Engrossed bills :**

Making appropriations for the maintenance of the government during the present year ;

(Which originated in the House of Representatives ;)

Supplementary to an act incorporating the Trustees of the Methodist Episcopal Church ;

(Which originated in the Senate ;)

Were severally passed to be enacted and signed and sent to the Senate.

*Papers from the Senate.***Liquor law.**

The petition of Foster Hooper and others of Fall River, relative to the sale of intoxicating liquors, was referred in concurrence to the committee on that subject.

**D. K. Akin.**

The petition of Ziba Eldredge and others of Orleans, in aid of the petition of D. K. Akin, was referred in concurrence to the committee on Railways and Canals.

**Sale of patented articles.**

Bill regulating the sale of patented articles, came from the Senate, that branch having non-concurred in the reference of the same to the committee on Manufactures, and having referred it to the committee on Mercantile Affairs. The House concurred in referring it to the last-named committee.

**Union Railway Co.**

Bill to increase the capital stock of the Union Railway Company, introduced on leave in the Senate, came down and was read and referred to the committee on Horse Railways, with instructions to give proper notice to all persons interested, and to hear the parties, in concurrence.

**Printing.**

Report of the joint committee on Printing, recommending the printing of 800 extra copies of the report of the Commissioners on the Fisheries, for the use of the Commissioners, accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

**Orders of the day.**

The orders of the day were taken up.

Bill concerning the laying out, altering, widening and improving the streets of the several cities, was read and ordered to a third reading.

The bill concerning dogs, and for the protection of sheep and other domestic animals, and the order for an amendment of the dog law, were referred to the committee on Agriculture, and sent up for concurrence.

Bill conferring jurisdiction upon police courts and trial justices in certain cases, was read, and on motion of Mr. Walker of Springfield laid upon the table.

Report of the committee recommending the printing of the election sermon, was accepted.

Report of the committee on Printing, recommending the printing of 1,000 extra copies of the report of the Harbor Commissioners, was amended by substituting 2,000 for 1,000, and adopted and sent up for concurrence.

Report of the committee on Printing, in favor of printing the plan accompanying the report of the Commissioners on Cape Cod Harbor at Provincetown, was accepted and sent up for concurrence.

Bill making appropriations for the expenses of the State Almshouses, &c., was amended according to the report of the committee on Finance, and on motion of Mr. Plunkett of Pittsfield, laid upon the table.

Report, leave to withdraw, on petition of Oramel Martin, was accepted and sent up for concurrence.

Report, leave to withdraw, on petition of J. G. Dalton, was accepted.

Bill in addition to an act for supplying the city of Cambridge with pure water, was read and ordered to a third reading.

Bill making appropriations for the funds and the income of the funds herein mentioned, and for other purposes; and

Resolve authorizing the Treasurer to borrow money in anticipation of the revenue;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to incorporate the Salem Lead Company, was read and passed to be engrossed in concurrence.

Adjourned.

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FRIDAY, January 31, 1868.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport, the reading of the journal was dispensed with.

Mr. Gould of Brewster presented the petitions of Nathan D. K. Akin, Freeman and others of Provincetown, and Solomon Freeman and others of Brewster, in aid of the petition of D. K. Akin and others.

Also, of Jeremiah Hawes and others of Wellfleet, and Abijah Mayo and others of Eastham, against the same.

Severally referred to the committee on Railways and Canals.

Dorchester  
and Boston.

Mr. Robinson of Dorchester, the petitions of William P. Hunt and others, and Flavell Moseley and others of Dorchester, in aid of the petition of M. P. Wilder and others.

Severally referred to the committee on Towns.

Waltham  
and Newton  
Street Rail-  
way.

Mr. Allen of Newton, the petition of the Waltham and Newton Street Railway Company, for an amendment of its charter; which was referred to the committee on Horse Railways.

Charlestown  
and Boston.

Mr. Cunningham of Charlestown, the petition of Barnabas Edmands and others of Charlestown, against the annexation of that city to Boston; which was referred to the committee on that subject.

Indian  
schools.

Mr. Bradley of Tisbury, the petition of B. C. Marchant, guardian of the Christiantown and Chappequiddie Indians, for an appropriation for schools, &c.; which was referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

On motion of Mr. Collins of Boston,—

Dog law.

*Ordered*, That the committee on Agriculture consider the expediency of repealing all existing laws and parts of laws concerning dogs, and of framing a new and more comprehensive act on the subject.

On motion of Mr. Blanchard of Boston,—

Repairs of  
State house.

*Ordered*, That the committee on the State House be authorized to ascertain of the State Commissioner on improvements and repairs, or of any other person or persons, how much the expenditures for said improvements, &c., have exceeded or will exceed the amount authorized by the appropriation of the last Legislature therefor, and report the facts to the Legislature forthwith.

On motion of Mr. Packard of Abington,—

Disaster at  
the Tunnel.

*Ordered*, That the committee on the Hoosac Tunnel inquire into the cause of the late disaster, involving the loss of so much life and property, and report to this House.

Severally sent up for concurrence.

On motion of Mr. Fiske of Weston,—

Assistant-  
registers of  
probate and  
insolvency.

*Ordered*, That the committee on Probate and Chancery inquire into the expediency of amending section 12 of chapter 119 of the General Statutes, so that the assistant-registers of probate and insolvency shall be required by law to be present at their offices to attend to business during the regular office hours each day when the registers are absent therefrom for any cause.

On motion of Mr. Adams of Quincy,—

*Ordered*, That the Governor be requested to furnish for the information of the Legislature any communications he may have received in relation to the Hoosac Tunnel, from either of the former chairmen of the Board of Commissioners on the Troy and Greenfield Railroad and Hoosac Tunnel, or any member of said Board, or from the consulting engineer.

Hoosac Tunnel.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the treasurer of Norfolk County be requested to inform the House the amount received into the county treasury as fines and costs paid by the liquor traffic as penalties for the violation of the law; amount paid from the treasury on account of criminal costs, jury fees and other fees, specifying what portion of the same is chargeable to complaints and trials under the liquor laws; also upon what number of the 275 prosecutions, as reported by the Constable of the Commonwealth, convictions were had.

Liquor costs, &c., in Norfolk County.

On motion of Mr. Rich of Boston,—

*Ordered*, That the committee on Printing consider the expediency of printing 5,000 extra copies of the election sermon, in addition to those already printed.

Election sermon.

Mr. Train of Boston, from the committee on the sale of intoxicating liquors and the State Constabulary, to whom was referred so much of the Governor's address as relates to the sale of intoxicating liquors, and sundry bills on the same subject, reported a bill to regulate the manufacture and sale of intoxicating liquors; which was read and ordered to a second reading, and on motion of Mr. Train, the further consideration of the bill was assigned for Tuesday next, at 2½ o'clock, P. M., and for every succeeding day until disposed of.

License law.

Mr. McDuffie of Cambridge, from the committee on the Pay Roll, reported the schedule of mileage, with an order for payment; which was placed in the orders of the day for to-morrow.

Mileage.

Mr. Appleton of Southborough, from the committee on Claims, on the petitions of Charlotte E. Myers, Sally Burr, Sally Burr of Boston, Polly Crowd, Rebecca Davis and Isaac Williams, reported a resolve in favor of the Punkapog tribe of Indians; which was read and referred to the committee on Finance.

Punkapog Indians.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, reported, asking to be discharged from the further consideration of the petition of Nathan Pocknett and others,

Dog law.

and recommending its reference to the committee on Agriculture. The report was considered and the committee was discharged, and the petition referred to the committee on Agriculture, and sent up for concurrence.

Incompati-  
bility of  
offices.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of January 21, reported a bill relating to the incompatibility of certain offices; which was read and ordered to a second reading.

*Papers from the Senate.*

**Bills :**

Equitable  
Marine Ins.  
Co.  
Cohasset Mu-  
tual Fire  
Ins. Co.  
Graves End  
Branch St.  
Railway Co.

Relating to the Equitable Marine Insurance Company ;  
Relating to the Cohasset Mutual Fire Insurance Com-  
pany ;

To incorporate the Graves End Branch Street Railway Company ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Chicopee  
Manufactur-  
ing Co.

The petition of the Chicopee Manufacturing Company for leave to increase its capital stock, was referred, in concurrence, to the committee on Manufactures.

Laws of set-  
tlement.

*Ordered,* In concurrence, that the committee on the Laws of Settlement consider what legislation, if any, is necessary to provide for the more equal distribution among the cities and towns of the cost of state paupers.

Arsenal at  
Cambridge.

Report of the committee on Military Affairs relative to the condition of the arsenal at Cambridge, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

Bill to equalize the valuation lists of the cities and towns of the Commonwealth, was rejected.

Bill to authorize the Boston and Providence Railroad Corporation to change the location of the West Mansfield passenger station, was read and ordered to a third reading.

Report, inexpedient, concerning the repeal of the law relative to petitions to the Legislature, was accepted.

The order for printing 800 extra copies of the report of the Commissioners on the Fisheries was adopted.

Bill concerning the laying out, altering, widening and improving the streets of the several cities, was read and passed to be engrossed.

Bill in addition to an act to supply the city of Cambridge with pure water, was read and passed to be engrossed. Sent up for concurrence.

On motion of Mr. Dana of Cambridge, the bill conferring jurisdiction upon police courts and trial justices in certain cases, was taken from the table and read and ordered to a third reading. Jurisdiction of police courts.

On motion of Mr. Parsons of Brookline, the bill making appropriations for certain expenses authorized in the year 1867 and previous years, and for other purposes, was taken from the table, and was read and ordered to a third reading. Appropriation bill.

Mr. Parsons of Brookline moved a reconsideration of the vote by which the bill concerning the laying out, widening, altering and improving the streets of the several cities, was passed to be engrossed; and the motion was placed in the orders of the day for Monday. Betterment law.

On motion of Mr. Child of Boston,—

*Ordered*, That when the House adjourns, it adjourn to meet on Monday, at 2 o'clock, P. M. Adjournment.

Mr. Walker of Springfield, on leave, introduced a bill fixing the time for paying the salaries of district-attorneys; which was read and ordered to a second reading under a suspension of rules, and read a second and third time and passed to be engrossed and sent up for concurrence. Salaries of district-attorneys.

Adjourned.

MONDAY, February 3, 1868.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport, the reading of the journal was dispensed with.

Mr. Stevens of South Danvers, presented the petition of Charles E. Brown and others of South Danvers; Eastern R.R. extension.

Mr. Peirson of Salem, the petition of George F. Choate and others of Salem;

Mr. Ross of Ipswich, the petition of E. Cogswell and others of Ipswich;

Severally in aid of the petition of the Eastern Railroad Company, for extension to Lawrence.

Mr. Smith of Lowell, the petitions of John B. Abbott and others of Andover, and William H. Parker and others of Lowell, severally in aid of the petition of E. M. Sargent and others. Railroad from Lowell to Ballardvale.

Severally referred to the committee on Railways and Canals.

Salem turn-  
pike.

Mr. Stevens of South Danvers, the petition of Henry Bushby and others of South Danvers, in aid of the petition of J. P. Palmer and others; which was referred to the committee on Roads and Bridges.

Charlestown  
and Boston.

Mr. Long of Charlestown, the petition of William H. DeCosta and others of Charlestown, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Dorchester  
and Boston.

Mr. Robinson of Dorchester, the petition of Benjamin Jacobs and others, in aid of the petition of M. P. Wilder and others; which was referred to the committee on Towns.

Taking land  
for school  
purposes.

Mr. Gould of Brewster, the petition of M. S. Underwood and others of Dennis, for liberty to take land for school purposes; which was referred to the committee on Education.

Severally sent up for concurrence.

Police court  
in Fitch-  
burg.

Mr. Towne of Fitchburg presented the petition of D. H. Merriam and others of Fitchburg, for a police court in that town; which was referred to the committee on the Judiciary.

On motion of Mr. Blasdel of Lexington,—

Committee.

*Ordered*, That the committee on the Hoosac Tunnel, in the inquiry into the cause of the recent disaster at the tunnel, have power to send for persons and papers if they deem it necessary.

On motion of Mr. Pierce of Boston,—

Contractor's  
name called  
for.

*Ordered*, That the committee on Harbors report the name of the contractor engaged in dredging Lovell's Island Spit; whether he holds any office under the Commonwealth, and if so, what compensation he receives as a state officer, and what are his duties as such officer.

On motion of Mr. Dennett of Taunton,—

Printing of  
reports.

*Ordered*, That the joint committee on Printing ascertain what printing of reports may be dispensed with, and how far the printing of others may be abridged in numbers, so as to reduce the expense of state printing to \$100,000 or less per year.

Severally sent up for concurrence.

Newton  
House Com-  
pany.

Mr. Nash of Boston, from the committee on Mercantile Affairs, on the petition of Orrin Whipple and others, reported leave to withdraw for want of legal notice. On motion of Mr. Nash the report was considered, and the petition was recommitted to the committee with instructions to hear the parties.

License law.

Mr. Abbott of Middleborough, in behalf of himself and Mr. Wallace of Pepperell, of the House, and Mr. Pond of

the Senate, submitted a report from the committee on Intoxicating Liquors, that in their opinion no legislation is necessary. The report was received and ordered to be placed with the bill reported by the committee.

*Papers from the Senate.*

The petitions of Charles P. Preston and others of Danvers, E. S. Phelps and others of Middleton, and B. P. Adams and others of Topsfield, severally for the removal of obstructions in Ipswich River, were referred in concurrence to the committee on the Fisheries. Obstructions in Ipswich River.

The annual report of the Inspector of Gas and Gasmeters was read and referred, in concurrence, to the committee on Manufactures. Gas and gas-meters.

A message from the Governor, with a statement relative to the sale of heavy ordnance, was read and referred to the committee on Military Affairs. Sale of heavy ordnance.

**Bills:**

To incorporate the Lowell Young Men's Christian Association ; Lowell Young Men's Christian Association.

Incorporating the Massachusetts Live Stock Insurance Company, in Boston ; Live Stock Insurance Co.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill to authorizing the Boston and Maine Railroad to change the location of its road in North Andover and Bradford, and to increase the amount of its capital stock, passed to be engrossed in the Senate, with an amendment, came down, and was considered, and the amendment was concurred in. Boston and Maine R. R.

Bill fixing the time for paying the salaries of district-attorneys, passed to be engrossed in the Senate, in concurrence, with an amendment, came down and was considered, and the amendment was concurred in, and an amendment in the title, adding the words "and assistant district-attorneys" was also concurred in. Salaries of district-attorneys.

Report, leave to withdraw, on petition of Josiah Dunham, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow. Public printing.

On motion of Mr. Potter of Arlington, the bill printed in House Document No. 415 of 1867 was ordered to be printed. Bills ordered to be printed.



On motion of Mr. Blasdel of Lexington, it was ordered that 1,000 extra copies of the bill (House No. 35,) to regulate the manufacture and sale of intoxicating liquors, be printed and interleaved.

Orders of the day.

The orders of the day were taken up.

The motion to reconsider the vote by which the bill concerning the laying out, altering, widening and improving the streets of the several cities was passed to be engrossed, was rejected.

The order for the payment of mileage was adopted and signed by the Speaker and sent to the office of the treasurer, with the schedule. The order is as follows:—

*Ordered*, That there be paid out of the treasury to the members of the House of Representatives the sums set against their respective names, in the accompanying schedule, amounting to two thousand and fifty-one dollars, for travel at the present session of the General Court.

The following bills were read and ordered to a third reading:—

Relating to the incompatibility of certain offices.

Relating to the Cohasset Mutual Fire Insurance Company.

Relating to the Equitable Marine Insurance Company.

To incorporate the Graves End Branch Street Railway Company.

Report of the committee on Military Affairs, relative to the condition of the Arsenal at Cambridge was accepted in concurrence.

Bill making additional appropriations for certain expenses authorized in the year 1867 and previous years, and for other purposes, was read and amended, and passed to be engrossed, and sent up for concurrence.

Bill to authorize the Boston and Providence Railroad Corporation to change the location of the West Mansfield passenger station was read and amended and passed to be engrossed and sent up for concurrence.

Bill giving jurisdiction to police courts and trial justices in certain cases, was read and passed to be engrossed in concurrence.

Bill passed.

Engrossed bill in relation to the Lynn and Boston Railroad Company, which originated in the House of Representatives, was passed to be enacted, and signed and sent to the Senate.

Adjourned.

TUESDAY, February 4, 1868.

Met according to adjournment.

On motion of Mr. Dennett of Taunton, the reading of the Journal. journal was ordered to be dispensed with hereafter, unless otherwise ordered.

Mr. Brown of Marblehead presented the petition of John C. Hanson and others of Marblehead ;

Eastern R. R. extension.

Mr. Howland of Lynn, the petition of J. W. Carswell and others of Lynn ;

Severally in aid of the petition of the Eastern Railroad for extension to Lawrence.

Mr. Smith of Lowell, the petition of H. O. Church and others of Lowell, in aid of the petition of E. M. Sargent and others.

Railroad from Lowell to Ballardvale.

Severally referred to the committee on Railways and Canals.

Mr. Sanford of Wareham presented the petition of Henry Boyd of Wareham, for protection of trout in Grist-Mill Pond, in that town ; also of J. F. Murdock and others of Wareham, in aid of the same.

Grist-Mill Pond.

Mr. Barker of Dartmouth, the petition of Thomas E. Sanford and others of Dartmouth, to prohibit seining of fish in a part of Apponagansett River in that town.

Fish in Apponagansett River.

Severally referred to the committee on the Fisheries.

Mr. Wright of Lawrence presented the petition of William Gray and others to be incorporated as the Massachusetts Society for the prevention of cruelty to Animals.

Cruelty to animals.

Also the petition of Otis Clapp, president of the Washingtonian Home, for an appropriation.

Washingtonian Home.

Severally referred to the committee on Public Charitable Institutions.

Mr. Rand of Charlestown, the petition of Daniel R. Beckford and others, against the annexation to Charlestown to Boston ; which was referred to the committee on that subject.

Charlestown and Boston.

Mr. Howland of Lynn, the petition of the Lynn Five Cents Savings Bank for authority to hold real estate ; which was referred to the committee on Banks and Banking.

Lynn Five Cents Savings Bank.

Mr. Wiley of North Andover, the petition of the Trustees of the First Methodist Society in North Andover for a change of name ; which was referred to the committee on Parishes and Religious Societies.

Methodist Society in N. Andover.

Salem turn-  
pike.

Mr. Bird of North Chelsea, the petition of Andrew Burnham and others, against that of J. P. Palmer and others; which was referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

On motion of Mr. Huntington of Amesbury,—

Recovery of  
damages by  
railroad em-  
ployés.

*Ordered*, That the committee on Railways and Canals consider the expediency of placing employés of railroads on the same footing with passengers in relation to recovery of damages in case of injury. Sent up for concurrence.

On motion of Mr. Dana of Cambridge,—

Town and  
private ways.

*Ordered*, That the committee on the Judiciary inquire and report whether any additional legislation is necessary on the power of county commissioners to lay out and discontinue town and private ways.

Poor debt-  
ors.

Also to inquire and report whether any legislation is required to restrict the application of the provisions contained in chapter 124 of the General Statutes for the relief of poor debtors.

On motion of Mr. Nash of Boston,—

Courts of  
probate and  
insolvency.

*Ordered*, That the committee on Probate and Chancery consider the expediency of abolishing the offices of judges, registers and assistant-registers of probate and insolvency, established by statute of 1858 and subsequent statutes; and restoring the constitutional offices of judges and registers of probate of wills and administration, with a bench of three judges, with liberal salaries.

On motion of Mr. Potter of Arlington,—

Great ponds.

*Ordered*, That the committee on the Judiciary consider the expediency of passing an act vesting in the mayor and aldermen of cities, and the selectmen of towns, such control over the great ponds located in their respective limits, as may be necessary to enable them to protect their shores, and prevent encroachments on the same.

Quincy  
Canal.

Mr. Souther of Boston, on leave, introduced a bill to repeal the act to incorporate the proprietors of Quincy Canal; which was read and referred to the committee on the Judiciary.

Springfield  
Horse R. R.

Mr. Walker of Springfield, on leave, introduced a bill to incorporate the Springfield Horse Railroad Company; which was read and referred to the committee on Horse Railways, and sent up for concurrence.

*Papers from the Senate.*

Protection of  
the shell  
fisheries.

The petitions of Isaac H. Boardman and others in relation to the laws for the protection of the shell fisheries;

And Joseph A. Keller, Jr., and others, for legislation to Smelts.  
prevent the taking of smelts by nets and seines ;

Were severally in concurrence referred to the committee  
on the Fisheries.

The petitions of Edward A. Crowell and others ; Elisha D. K. Akin.  
Taylor and others, of Yarmouth ; Winslow S. Rogers and  
others of East Harwich ; William M. Eldredge and others  
of South Harwich ; Ziba Nickerson and others of Chatham ;  
Valentine Doane and others of Harwichport ; and Joshua  
Baker and others ; severally in aid of the petition of D. K.  
Akin and others ; were severally referred in concurrence to  
the committee on Railways and Canals.

The petitions of the East Boston Ferry Company for East Boston  
Ferry Co.  
extension of its charter and location ; and

Of the mayor of Boston, for leave to extend Albany Extension of  
Albany St.  
Street ;

Were severally referred in concurrence to the committee  
on Harbors.

The petition of Sarah E. Draper of Lynn, for state aid, was Sarah E.  
Draper.  
referred to the committee on Military Affairs in concurrence.

The petition of Andrew J. Borden and others, to be Safety Fund  
Savings  
Bank.  
incorporated as the Safety Fund Savings Bank in Fall River,  
was referred in concurrence to the committee on Banks and  
Banking.

#### Bills :

To incorporate the Builders' Mutual Fire Insurance Builders'  
Mutual Fire  
Insurance  
Co.  
Company of Boston ;

To continue in force an act to incorporate the Merchants'  
and Farmers' Mutual Fire Insurance Company of Worces- Merchants'  
and Farm-  
ers' Mutual  
Fire Ins. Co.  
ter, and for other purposes ;

Severally passed to be engrossed in the Senate, came down,  
and were severally read and ordered to a second reading.

Mr. Nash of Boston, from the committee on Mercantile Prospect  
Hotel Co.  
Affairs, on the petition of Edward Appleton and others,  
reported leave to withdraw. The report was considered,  
and on motion of Mr. Nash, the petition was recommitted  
to the committee on Mercantile Affairs, with instructions to  
hear the parties.

Mr. Dana of Cambridge, from the committee on the Taxing in-  
comes.  
Judiciary, on an order of January 10, relative to amending  
section 4, chapter 11, of the General Statutes, reported  
inexpedient to legislate. Placed in the orders of the day  
for to-morrow.

Mr. Lathrop of Huntington, from the same committee, on Ministerial  
funds.  
an order of January 28, relative to exempting ministerial

funds from taxation when invested in government bonds, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Elections in cities.

Mr. Morton of Boston, from the same committee, on an order relative to the repeal of part of the 2d section of chapter 144 of the acts of 1863, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Contractor for dredging Lovell's Island Spit.

Mr. Parsons of Brookline, from the committee on Harbors, on an order of February 3, relative to the contractor engaged in dredging Lovell's Island Spit, reported that the engineer appointed agreeably to law has faithfully attended to all duties assigned him, and has devoted his whole time during office hours, to the satisfaction of the state commission. Placed in the orders of the day for to-morrow.

Howard Funds.

Mr. Goddard of Worcester, from the committee on Education, on the petition of A. Packard, reported a bill to incorporate the Trustees of the Howard Funds in West Bridgewater. Read and ordered to a second reading.

Women as school committees.

Mr. Ordway of Boston, from the same committee, on the petition of S. E. Sewall and others, reported a bill to declare the eligibility of women as members of school committees. Read and ordered to a second reading.

Challenging of jurors.

Mr. Adams of Quincy, from the committee on the Judiciary, reported that the bill repealing an act entitled an act concerning the challenging of jurors, ought to pass. Placed in the orders of the day for to-morrow.

Mr. Howland of Lynn, from the same committee, on an order of January 23, reported a bill in relation to the courts in Essex County. Read and ordered to a second reading.

Bills passed.

Engrossed bills :

To incorporate the Brookline Hibernian Association ;

Fixing the time for paying the salaries of the district-attorneys and assistant district-attorneys ;

(Which severally originated in the House of Representatives ;)

To incorporate the Salem Lead Company ;

(Which originated in the Senate ;)

Were severally passed to be enacted and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

Report, leave to withdraw, on the petition of Josiah Dunham, was accepted in concurrence.

Bills :

Incorporating the Massachusetts Live Stock Insurance Company ;

To incorporate the Lowell Young Men's Christian Association ;

Were severally read and ordered to a third reading.

Bill relating to incompatibility of certain offices, was read and passed to be engrossed and sent up for concurrence.

Bills :

Relating to the Cohasset Mutual Fire Insurance Company ;

To revive and continue in force an act incorporating the Equitable Marine Insurance Company in Provincetown, and other acts relating thereto ;

To incorporate the Graves End Branch Street Railway Company ;

Were severally read and passed to be engrossed in concurrence.

At half past two o'clock, the subject specially assigned, License law. viz., the bill to regulate the manufacture and sale of intoxicating liquors, was called up, and the bill was read, and on motion of Mr. Dennett of Taunton, amended in the 16th section ; and on motion of Mr. Dana of Cambridge the bill was then postponed until to-morrow.

On motion of Mr. Walker of Springfield, the bill making Appropriation bill. appropriations for expenses of the State Almshouses, the Hospital at Rainsford Island, the State Prison, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of state lunatic paupers, and for other purposes, was taken from the table and considered, and afterwards on motion of Mr. Rich of Boston, again laid upon the table.

On motion of Mr. Morton of Boston,—

*Ordered*, That a special committee consisting of five on the part of the House, with such as the Senate may join, be appointed to inquire whether the expenses of the State Reform School at Westborough can be reduced without lessening its efficiency, and that such committee have power to send for persons and papers. State Reform School.

The Speaker took time to appoint the committee.

Adjourned.

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WEDNESDAY, February 5, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

State Reform  
School.

Messrs. Parsons of Brookline, Plunkett of Pittsfield, Morton of Boston, Howard of Randolph, and Friend of Gloucester were appointed on the part of the House as members of the committee under the order offered by Mr. Morton yesterday. Sent up to be joined.

Railroad  
from Lowell  
to Ballard-  
vale.

Mr. Smith of Lowell presented the petitions of James Shaw and others of Andover and Ballardvale, and William Parsons and others of Lowell, in aid of the petition of E. M. Sargent and others.

Stony Brook  
R. R. Co.

Mr. Heywood of Westford, the petition of the Stony Brook Railroad Company, for authority to alter and amend its contract with the Nashua and Lowell Railroad Company.

Eastern R.R.  
extension.

Mr. Mudge of Danvers, the petition of Daniel Richards and others of Danvers, in aid of the petition of the Eastern Railroad Company for extension to Lawrence.

David Smith.

Mr. Jackman of Newburyport, the petition of David Smith and another, for leave to lay a side-track to connect with the track of the Eastern Railroad at Newburyport.

Severally referred to the committee on Railways and Canals.

Gay Head  
Indians.

Mr. Bradley of Tisbury presented a communication from Smith Mayhew of Chilmark, on the subject of his agency for the Gay Head Indians.

Gay Head  
Indians.

Also the petition of Thomas Jeffers and other Indians of Gay Head, for an appropriation for schools and school books.

Severally referred to the committee on Public Charitable Institutions.

Dorchester  
and Boston.

Mr. Robinson of Dorchester, the petition of William P. Leavitt and others, in aid of the petition of M. P. Wilder and others; which was referred to the committee on Towns.

Smelts.

Mr. Ruggles of Dorchester, the petition of Henry L. Pierce and others, against the passage of a law prohibiting the taking of smelts with a hand-net, and in favor of a law prohibiting the seining of smelts; which was referred to the committee on the Fisheries.

Charlestown  
and Boston.

Mr. White of Charlestown, the petition of Timothy Fletcher and others, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Severally sent up for concurrence.

Benj. H. An-  
drews.

Mr. Howland of Lynn presented the petition of Charles A. Ropes and James Ropes, for an act making valid a deed made by Benjamin H. Andrews to Abraham Kimball and Winthrop Sargent, in 1848.

Rockport  
Steam Cot-  
ton Mills.

Also the petition of the treasurer of the Rockport Steam Cotton Mills, for confirmation of their doings.

Severally referred to the committee on the Judiciary.

On motion of Mr. Nash of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of repealing or suspending the laws for the relief of insolvent debtors. Insolvent debtors.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the committee on Finance inquire and report what business the state has had with the Eastern Railroad Company, and what losses have accrued to the state in consequence of its dealings with said corporation; what contracts are now existing between the state and said corporation; and what legislation is necessary to save the state harmless in its dealings with said corporation. Eastern Railroad Co.

Mr. Heywood of Gardner presented the petition of the selectmen of Gardner and others for an act incorporating a fire department in that town; which was referred to the committee on Towns. Fire department in Gardner.

Mr. Brown of Marblehead, the petition of Thomas T. Paine and others of that town in aid of the petition of John P. Palmer and others; which was referred to the committee on Roads and Bridges. Salem turnpike.

### *Papers from the Senate.*

The petitions of John M. Forbes and others, that the Vineyard Sound Railroad Company may be authorized to construct a railroad from Wood's Hole, in Falmouth, to Plymouth, and for extension of time and increase of capital; and of Daniel Fisher and others of Edgartown, in aid of the same; Vineyard Sound Railroad Co.

Also of T. N. Stone and others of Wellfleet, in aid of the petition of Chester Snow and others; Chester Snow.

Were severally referred in concurrence to the committee on Railways and Canals.

The petition of the Berkshire Agricultural Society, for the repeal of the laws granting aid to the agricultural societies, was referred in concurrence to the committee on Agriculture. Aid to agricultural societies.

The petition of Jabez Keep and Mary S. Keep for state aid, was referred in concurrence to the committee on Military Affairs. Jabez Keep.

The petition of Daniel J. Holbrook and others of Wrentham, Franklin, Medway and Walpole, for incorporation of a new town, bearing the name of Andrew, was referred in concurrence to the committee on Towns. Daniel J. Holbrook.



Fall River  
Savings  
Bank.

Bill to authorize the Fall River Savings Bank to hold additional real estate, passed to be engrossed in the Senate, came down, and was read, and ordered to a second reading.

Elizabeth J.  
Sawyer.

Resolve in favor of Elizabeth J. Sawyer, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance.

Commercial  
convention.

*Ordered*, In concurrence, that the President of the Senate and the Speaker of the House of Representatives be requested to invite the delegates now in convention in Boston from the various boards of trade in the chief commercial cities of the Union, to visit the State House and be introduced to the members of the two branches, and that a joint committee, consisting of Messrs. Schouler, Orane and Tweed of the Senate, and Messrs. Nash of Boston, Jackman of Newburyport, Tilton of Boston, Howe of Bolton, Sherburne of Charlestown, Brown of Marblehead, and Hughes of Somerville, be appointed to convey the invitation to the commercial convention and to receive their answer.

Bills passed.

Engrossed bills:

To repeal chapter 249 of the acts of the year 1865, entitled an act to establish a state police, and the acts and parts of acts in addition or relating thereto ;

To authorize the Boston and Maine Railroad to change the location of its road in North Andover and Bradford, and to increase the amount of its capital stock ;

To extend the time for the location and construction of the Mystic River Railroad ;

(Which severally originated in the House of Representatives ;)

Giving jurisdiction to police courts and trial justices in certain cases ;

(Which originated in the Senate ;)

Were severally passed to be enacted and signed and sent to the Senate.

Orders of the  
day.

The orders of the day were taken up.

Bill repealing an act entitled an act concerning the challenging of jurors, was read.

On motion of Mr. Pierce of Boston, the yeas and nays were ordered on the question of ordering it to a third reading.

And the roll being called, there were one hundred and fifty-six yeas and fifty-three nays.

And the bill was ordered to a third reading.

The yeas and nays were as follows :—

## YEAS.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 Wm. F. Arnold,  
 Henry Bassett,  
 Irving Bates,  
 P. A. Beaman,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 George E. Bridges,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Wm. H. Burbeck,  
 Hodgdon F. Buzzell,  
 James Capen,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Patrick A. Collins,  
 Henry H. Cook,  
 Orlando B. Crane,  
 Thomas Cunningham,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Moses Farnum,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 John D. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 Charles A. Fox,  
 James A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Frederick W. Field,

Messrs. Thomas J. Field,  
 Thomas J. Gargan,  
 Delano A. Goddard,  
 Levi S. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 Joseph H. Hathaway,  
 James A. Hervey,  
 Charles A. Hewins,  
 Charles Heywood,  
 George W. Heywood,  
 George M. Hobbs,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 Edward A. Hulbert,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Wm. W. Kellogg,  
 Dexter S. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 John Lee,  
 Job M. Leonard,  
 James L. Locke,  
 George H. Long,  
 Willard Mann,  
 James F. Mansfield,  
 John Manson,  
 Murdock Matheson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 William Mixer,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Henry Newton,  
 John P. Ordway,  
 Weaver Osborn,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 John Perley,  
 Simeon Perkins,

Messrs. George Phipps,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Moses Pool,  
 George W. Potter,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 Otis Rich,  
 Otis T. Ruggles,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 Charles L. Shaw,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Henry Souther,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John K. Tarbox,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 Dexter A. Tompkins,

Messrs. George E. Towne,  
 Eden Wadsworth,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 J. W. F. Willson,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 Charles W. Worcester,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
 George E. Allen,  
 E. Watson Arnold,  
 John H. Bangs,  
 William Barker, Jr.,  
 Willard Blackinton,  
 Morton V. Bonney,  
 Charles Bradley,  
 Oliver H. P. Brown,  
 Heman B. Chase,  
 Benjamin F. Cook,  
 Joseph W. Cornell,  
 Jeremy B. Dennett,  
 Silas Dunton,  
 Josiah O. Friend,  
 Samuel T. Field,  
 Roscoe W. Gage,  
 Samuel H. Gould,  
 Abraham G. Hart,

Messrs. David D. Hart,  
 Alvah Holway,  
 Lewis S. Judd,  
 William A. King,  
 Augustus Lane,  
 Roger H. Leavitt,  
 Joseph B. Lombard,  
 Leonard McKenzie,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Henry S. Porter,  
 Nathan P. Pratt,  
 Henry S. Ranney,  
 Wm. H. Reynard,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,

Messrs. William R. Sessions,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
Walter S. Sprague,  
John H. Swain,  
James G. Tewksbury,  
Shepherd Thayer,

Messrs. Jacob P. Towne,  
Mason Van Dusen,  
Horace Ward,  
Thomas S. Waters,  
Lory S. Watson,  
Sydney F. Whitehouse,  
Warren Williams.

Yeas, 156; Nays, 53.

ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
William G. Bates,  
Hugh R. Bean,  
Albert Blood,  
Philo Chapin,  
Lament B. Corbin,  
George P. Cox,  
Alanson Crittenden,  
Seth Crowell,  
Thomas J. Fay,  
Josiah Gates,  
Noah M. Gaylord,  
Tilly Haynes,  
Noble H. Hill,  
Anson P. Hooker,  
John A. Hughes,

Messrs. Harvey Jewell, (Speaker),  
William Knowlton,  
John Livermore,  
Nathaniel C. Nash,  
John H. Robinson,  
Joseph Ross,  
Edward H. R. Ruggles,  
Wm. Seaver, of Roxbury,  
John Severson,  
Charles Stanwood,  
Newell A. Thompson,  
Prescott A. Thompson,  
S. K. Towle,  
Charles R. Train,  
James S. Woodworth.

The bill to regulate the manufacture and sale of intoxicating liquors, specially assigned, was called up, and various amendments were offered thereto by Messrs. Wilder, Morton, Collins and Gargan of Boston, DeWolf of Chester, Williams of Lowell, Lee of Manchester, and Abbott of Middleborough; and were ordered to be printed. License Law.

On motion of Mr. Dana of Cambridge, the bill was postponed and specially assigned for Tuesday next, at 2½ o'clock, P. M.

Bill to declare the eligibility of women as members of school committees was read, and on motion of Mr. Brown of New Bedford, the yeas and nays were ordered on the question of its third reading. Order of the day.

Pending amendments offered by Messrs. Morton and Tompkins of Boston, the bill was on motion of Mr. Ordway of Boston laid upon the table.

Report, inexpedient, on an order concerning ministerial funds, was accepted.

Report of the committee on Harbors, relative to the contractor engaged in dredging Lovell's Island Spit, was accepted, a motion by Mr. Pierce of Boston to recommit

the same to the committee, with instructions to report the information requested by the House, being first rejected.

Report, inexpedient, relative to repealing part of the law concerning elections in cities, was on motion of Mr. Bates of Westfield laid upon the table.

Bill in relation to the courts in Essex county, was read, and on motion of Mr. Jackman of Newburyport recommitted to the committee on the Judiciary.

Bill to incorporate the Trustees of the Howard Funds in West Bridgewater, was read and amended by adding the name of James Copeland to the trustees, and was ordered to a third reading.

Report, 'inexpedient, relative to amending section 4 of chapter 11 of the General Statutes, was accepted.

Bills:

To incorporate the Builders' Mutual Fire Insurance Company;

To continue in force an act to incorporate the Merchants' and Farmers' Mutual Fire Insurance Company of Worcester, and for other purposes;

Were severally read and ordered to a third reading.

Bills:

Incorporating the Massachusetts Live Stock Insurance Company of Boston;

To incorporate the Lowell Young Men's Christian Association;

Were severally read and passed to be engrossed in concurrence.

Mount Hope  
Iron Co.

Mr. Wiley of North Andover, from the committee on Manufactures, to whom was recommitted the petition of Albert Field and others, reported a bill to incorporate the Mount Hope Iron Company. Read and ordered to a second reading.

Adjourned.

THURSDAY, February 6, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott, member of the House from Middleborough.

*Papers from the Senate.*

Maverick  
Bridge Co.

The petition of Nehemiah Gibson and others, for an act of incorporation as the Maverick Bridge Company, was

referred in concurrence to the committee on Harbors, with instructions to hear the parties after such notice shall have been given as the committee shall direct.

The petition of Samuel Fessenden and others of Sandwich, to prevent the taking of kelp and seaweed from a part of the shores of Sandwich, was referred in concurrence to the same committee. Kelp and seaweed in Sandwich.

The petition of Henry Holland and others, concerning the planting and growing of forest trees, was referred in concurrence to the committee on Agriculture. Forest trees.

The petition of I. J. Wetherbee and others, to be incorporated as the Boston Dental Institute, was referred in concurrence to the committee on Education. Boston Dental Institute.

The petition of Charles G. Davis and others of Plymouth, in aid of the petition of J. M. Forbes and others, was referred in concurrence to the committee on Railways and Canals. Vineyard Sound Railroad Co.

Bill concerning the New South Meeting-House in Boston, and the disposition of its estate, introduced on leave in the Senate, came down and was read and referred to the committee on Parishes and Religious Societies. New South Meeting-House.

Bill to incorporate the Ladies' City Mission Society in New Bedford, passed to be engrossed in the Senate, came down and was read and ordered to a second reading. Mission Society in New Bedford.

Resolve in favor of James Kane, passed to be engrossed in the Senate, came down and was read and referred to the committee on Finance. James Kane.

Report of the committee on Claims, leave to withdraw, on the petition of Kimball & Company, accepted in the Senate, came down and was placed in the orders of the day for to-morrow. Kimball & Co.

Mr. Smith of Lowell presented the petitions of Richard Kitson and others, and Joseph S. Brown and others, severally in aid of the petition of E. M. Sargent and others. Railroad from Lowell to Ballardvale.

Mr. Blood of Lawrence, the petition of William C. Chapin and others of Lawrence, in aid of the petition of the Eastern Railroad Corporation to extend their road to Lawrence. Eastern R.R. extension.

Severally referred to the committee on Railways and Canals.

Mr. Tompkins of Boston presented the petition of Nathaniel Seaver and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors. Maverick Bridge Co.

Mr. Wilder of Boston, the petition of Sydney B. Morse, for leave to build a wharf; which was referred to the committee on Harbors, with instructions to hear the parties. Sydney B. Morse.

Neptune  
Woollen  
Manufactur-  
ing Co.

Mr. Cox of Malden, the petition of Augustus C. Carey and others, to be incorporated for the manufacture of woven and knit fabrics; which was referred to the committee on Manufactures.

Mercantile  
Aid Associa-  
tion.

Mr. Nash of Boston, the petition of Charles M. Ellis and others, to be incorporated as the Mercantile Aid Association; which was referred to the committee on Insurance.

Martha's  
Vineyard  
Camp Meet-  
ing Associa-  
tion.

Mr. Bradley, of Tisbury, the petition of Shaw Norris and others, against that of the Martha's Vineyard Camp Meeting Association; which was referred to the committee on Parishes and Religious Societies.

Dorchester  
and Boston.

Mr. Robinson of Dorchester, the remonstrance of James H. Upham and others, against the petition of M. P. Wilder and others; which was referred to the committee on Towns. Severally sent up for concurrence.

Rockport  
Railroad.

Mr. Pool of Rockport, on leave, introduced a bill to confirm the sale of the Rockport Railroad to the Eastern Railroad Company; which was read and referred to the committee on Railways and Canals, and sent up for concurrence.

Police Court  
of Fall River.

Mr. Hart of Fall River presented the petition of the justice and clerk of the police court of Fall River, for increase of salary; which was referred to the committee on the Judiciary.

On motion of Mr. Drew of Plymouth,—

Officers of  
savings  
banks.

*Ordered*, That the committee on Banks and Banking inquire into the expediency of so amending the 138th section of the 57th chapter of the General Statutes, that the person acting as clerk of any meeting of a savings bank for the election of officers, may publish the list of the persons who accept the offices to which they have been chosen at such meeting, within thirty days thereafter, instead of within ten days as now required.

On motion of Mr. Williams of Taunton,—

Taxing live  
stock insur-  
ance compa-  
nies.

*Ordered*, That the committee on Insurance consider the expediency of taxing live stock insurance companies incorporated or doing business under the laws of this Commonwealth.

On motion of Mr. Matheson of Boston,—

Seining.

*Ordered*, That the committee on the Fisheries report what legislation, if any, is necessary to prohibit seining in the waters of the Commonwealth.

Severally sent up for concurrence.

On motion of Mr. Sherburne of Charlestown,—

*Ordered*, That the committee on the Judiciary report a bill interdicting the intermarrying of first cousins, if in their judgment it is deemed expedient. Intermarriage of first cousins.

On motion of Mr. Rich of Boston,—

*Ordered*, That the committee on Finance consider the expediency of allowing the salary of Major Jones, Constable of the Commonwealth, to the end of the present quarter. Constable of the Commonwealth.

Mr. Parsons of Brookline, from the committee on Finance, to whom was referred the resolve in favor of the guardian of the Punkapog tribe of Indians, reported, asking to be discharged from the further consideration of the same, and recommending its reference to the joint committee consisting of the committee on Finance of the House and the committee on the Treasury of the Senate. The report was considered, and the committee on Finance discharged, and the resolve referred accordingly, and sent up for concurrence. Punkapog tribe of Indians.

Mr. Kellogg of Lynn, from the committee on Printing, to whom was referred the order relating to the printing of 5,000 copies of the election sermon, reported that it is expedient to print that number of copies. Placed in the orders of the day for to-morrow. Election sermon.

Mr. Swain of Easton, from the committee on Claims, on the petition of Abiah Thomas, reported a resolve in favor of Abiah Thomas; which was read and referred to the committee on Finance. Abiah Thomas.

Mr. Thayer of Adams, from the committee on Finance, reported that the resolve in favor of Increase N. Emerton, ought to pass. *Ordered* to a second reading. Increase N. Emerton.

Mr. Sanford of Wareham, from the committee on the Fisheries, to whom was recommitted the petition of H. N. Eddy, reported leave to withdraw. Placed in the orders of the day for to-morrow. H. N. Eddy.

Mr. Blackinton of Attleborough, from the committee on Manufactures, on the petition of the Roxbury Gas Light Company, reported a bill to authorize that company to increase its capital stock. Read and ordered to a second reading. Roxbury Gas Light Co.

Mr. Mixer of Hardwick, from the committee on Railways and Canals, on the petition of towns of Sudbury and Wayland and others, reported a bill to incorporate the Wayland and Sudbury Branch Railroad Company. Read and ordered to a second reading. Wayland and Sudbury Branch Railroad Co.



Insolvent estates of deceased persons.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, on an order of January 29, reported a bill concerning insolvent estates of deceased persons. Read and ordered to a second reading.

License law.

Messrs. Blanchard of Boston and Lathrop of Huntington offered amendments to the bill to regulate the manufacture and sale of intoxicating liquors; which were ordered to be printed.

Mortality among infants.

Mr. Parsons of Brookline presented the memorial of the Councillors of the Massachusetts Medical Society in relation to the mortality among infants in the poor-houses in Massachusetts; which was referred to the committee on Public Charitable Institutions, and sent up for concurrence, and also ordered to be printed.

Bills passed.

Engrossed bills:

To revive and continue in force an act incorporating the Equitable Marine Insurance Company in Provincetown, and other acts relating thereto;

To incorporate the Graves End Branch Street Railway Company;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

Bills:

To increase the capital stock of the Mount Hope Iron Company;

To authorize the Fall River Savings Bank to hold additional real estate;

Were severally read and ordered to a third reading.

Bills:

Repealing an act entitled an act concerning the challenging of jurors;

To incorporate the Trustees of the Howard Funds in West Bridgewater;

To incorporate the Builders' Mutual Fire Insurance Company of Boston;

To continue in force an act to incorporate the Merchants' and Farmers' Mutual Fire Insurance Company of Worcester, and for other purposes;

Were severally read and passed to be engrossed, the last two in concurrence, and the first two sent up for concurrence.

On motion of Mr. Walker of Springfield, the bill making appropriations for expenses of the State Almshouses, &c., was taken from the table.

On motion of Mr. Walker, the bill was amended by reducing the appropriation for the Tewksbury Almshouse from \$75,000 to \$20,000; for the Monson School from \$60,000 to \$20,000; for the Bridgewater Almshouse from \$42,000 to \$15,000; for the support and relief of lunatic paupers, from \$100,000 to \$30,000; for the Reform School at Westborough, from \$60,000 to \$20,000; for the Massachusetts Nautical School from \$54,000 to \$20,000; for the Industrial School at Lancaster, from \$25,000 to \$10,000.

On motion of Mr. Plunkett of Pittsfield, the 93d and three following lines (printed copy) were struck out, and the following substituted: "For the relief of discharged convicts, a sum not exceeding \$1,000, to be expended by the chaplain of the state prison."

Mr. Plunkett moved to amend the bill by striking out from the 18th to the 37th lines inclusive, (printed copy,) being the appropriations for Rainsford Island Hospital, and the items concerning the Board of State Charities, and its agent and secretary.

On motion of Mr. Walker of Springfield, the yeas and nays were ordered,

And the roll being called, there were seventy-four yeas and one hundred and eleven nays.

And the amendment was rejected.

The yeas and nays are as follows:—

## YEAS.

Messrs. Charles Bird, Jr.,  
John C. Blasdel,  
George E. Bridges,  
Ralph S. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Jonas A. Champney,  
Henry H. Cook,  
George P. Cox,  
Francis E. Cushing,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Moses Farnum,  
Charles H. Fiske,  
Ezra H. Flagg,

Messrs. Charles A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Josiah Gates,  
J. Otis Hale,  
Josiah S. Hammond,  
Joseph H. Hathaway,  
Tilly Haynes,  
Anson P. Hooker,  
John A. Hughes,

Messrs. Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Charles J. Kittredge,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Willard Mann,  
Murdock Matheson,  
William McFarlin,  
Isaac H. Meserve,  
Frederick A. Morey,  
Ellis W. Morton,  
John P. Ordway  
Dan Packard,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
George W. Potter,  
Caleb Rand,

Messrs. Alvah Raymond, Jr.,  
William H. Reynard,  
Joseph Ross,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
William Sherburne,  
Oliver W. Smith,  
Isaac H. Stearns,  
John K. Tarbox,  
John M. Tobin,  
Dexter A. Tompkins,  
Mason Van Dusen,  
Sydney F. Whitehouse,  
Charles W. Wilder,  
Benjamin J. Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth.

## NAYS.

Messrs. Levi A. Abbott,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
• Henry Bassett,  
C. C. Bixby,  
Willard Blackinton,  
Albert Blood,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
Ezra P. Brownell,  
James Capen,  
Thomas H. Carruth,  
Heman B. Chase,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Orlando B. Crane,  
Thomas Cunningham,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
John D. Flagg,

Messrs. James T. Ford,  
James A. Fox,  
Thomas J. Field,  
Delano A. Goddard,  
Levi S. Gould,  
Abraham G. Hart,  
David D. Hart,  
Charles A. Hewins,  
Charles Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Alvah Holway,  
Daniel Howard,  
Solomon H. Howe,  
J. R. Huntington,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
William Knowlton,  
Howard M. Lane,  
Roger H. Leavitt,  
George H. Long,  
James F. Mansfield,  
John Manson,  
John McDuffie,

Messrs. Wallace McFarland,  
 Leonard McKenzie,  
 Edwin Mudge,  
 Nathaniel C. Nash,  
 Henry Newton,  
 Weaver Osborn,  
 Thomas Parsons,  
 John Perley,  
 George Phipps,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Iram Smith,  
 John J. Smith,  
 Edwin N. Snow,  
 Henry Souther,  
 Walter S. Sprague,  
 Charles Stanwood,

Messrs. Edward S. Stebbins,  
 John W. Stevens,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 George E. Towne,  
 Eden Wadsworth,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 William Whiting,  
 Daniel H. Whitney,  
 Nathan S. Williams,  
 Warren Williams,  
 James B. Wood,  
 Charles W. Worcester,  
 P. Ambrose Young.

Yeas, 74; Nays, 111.

#### ABSENT OR NOT VOTING.

Messrs. John Quincy Adams,  
 Rufus Adams,  
 William F. Arnold,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 Hugh R. Bean,  
 Charles H. Blanchard,  
 Morton V. Bonney,  
 Dennis Cawley, Jr.,  
 Philo Chapin,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Patrick A. Collins,  
 Lament B. Corbin,  
 Alanson Crittenden,

Messrs. Seth Crowell,  
 George K. Daniell,  
 Silas Dunton,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Dudley Foster,  
 Noah M. Gaylord,  
 Samuel H. Gould,  
 James A. Hervey,  
 George W. Heywood,  
 William Howland,  
 Harvey Jewell, (Speaker),  
 Augustus Lane,  
 Job M. Leonard,  
 John Livermore,  
 Joseph B. Lombard,  
 William Mixer,

Messrs. Amasa C. Morse,  
George H. Peirson,  
Simeon Perkins,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
John Runey,  
John Severson,  
Charles L. Shaw,  
Hiram S. Shurtleff,  
Walter B. Studley,  
S. K. Towle,

Messrs. Jacob P. Towne,  
Charles R. Train,  
Eben N. Wardwell,  
Francis W. Warren,  
John A. Wiley,  
George F. Williams,  
Joel B. Williams,  
Joseph Wilson,  
J. H. Wood,  
Wm. H. P. Wright.

The bill was then passed to be engrossed, and sent up for concurrence.

Adjourned.

FRIDAY, February 7, 1868.

Met according to adjournment.

Appropriation bill.

Mr. Leavitt of Charlemont moved a reconsideration of the vote by which the bill making appropriations for the expenses of the state almshouses, etc., was yesterday passed to be engrossed. And on motion of Mr. Plunkett of Pittsfield the motion to reconsider was laid upon the table.

Adjournment.

On motion of Mr. Tompkins of Boston,—

*Ordered*, That when the House adjourns it adjourn to meet on Monday at 2 o'clock, P. M.

Afterwards, Mr. Howland of Lynn moved a reconsideration of the above vote, and on his motion the yeas and nays were ordered, on the motion to reconsider.

Mr. Rich of Boston moved that the motion to reconsider be laid upon the table.

Mr. Howland demanded the yeas and nays, but they were not ordered.

The motion of Mr. Rich was agreed to.

*Papers from the Senate.*

Commercial convention.

The following orders reported by the committee appointed to invite the members of the commercial convention to visit the state house, and be introduced to the members, were adopted in concurrence.

*Ordered*, That a convention of the two branches of the Legislature be held at twenty minutes past 2 o'clock, to extend the welcome of Massachusetts to the members of the commercial convention, now in session in Boston.

*Ordered*, That His Excellency the Governor, His Honor the Lieutenant-Governor, and the Honorable Council be respectfully invited to be present at 2½ o'clock, P. M., at the Hall of the House of Representatives, to meet the two branches of the Legislature and to join with them in welcoming to Massachusetts the members of the commercial convention, now in session in Boston, and that His Excellency be requested to make an address to the distinguished strangers, expressive of the respect with which they and the cause which they represent are held by the people of this Commonwealth.

The petition of Nymphas Davis and others of Falmouth, that the town of Falmouth may be authorized to regulate the fisheries in all the ponds and creeks in said town, was referred in concurrence to the committee on the Fisheries.

Fisheries in  
Falmouth.

The petition of the trustees of the Worcester Academy and of the Newton Theological Seminary, asking that the funds of the former may be transferred to the latter institution, was referred in concurrence to the committee on Parishes and Religious Societies.

Worcester  
Academy.

The petition of George A. King, committee of the Board of Agriculture, for the repeal of the second section of chapter 189 of the acts of 1866, was referred to the committee on Agriculture, in concurrence.

Board of  
Agriculture.

*Ordered*, In concurrence, that the joint committee on Printing consider the expediency of printing 500 extra copies of the report of the Surgeon-General, for the use of that officer.

Printing.

*Ordered*, In concurrence, that Messrs. Crane, Alexander, Chaffee, Bowerman and Pond of the Senate, with ten members of the House, be appointed a committee to nominate directors on the part of the state for the Boston and Albany Railroad Corporation. The Speaker took time to appoint the members of the committee on the part of the House.

Directors of  
Boston and  
Albany R.R.

An order from the Senate for the appointment of a committee of three senators with such as the House may join, to codify the existing laws relating to corporations, with power to sit during the vacation and report at the present or the next Legislature, came down, and was rejected.

Special com-  
mittee on  
corporation  
laws.

At 20 minutes past two o'clock the Senate came in, and its President took the chair, and at 2½ o'clock His Excellency the Governor and His Honor the Lieutenant-Governor and the Executive Council came in, and soon afterwards the members of the commercial convention, heretofore

Commercial  
convention.

invited, also came in, and having been introduced by the chairman of the joint committee, an address of welcome was made by the President of the convention, and afterwards by His Excellency the Governor, to which a response was made by the President of the commercial convention; after which the convention was dissolved and the Senate returned to its chamber.

Bridge over  
Malden Riv-  
er.

Mr. Gould of Melrose presented the petitions of John Hill and others, and John Botume, Jr., and others of Stoneham, severally against the petition of I Wellington and others; which were severally referred to the committee on Roads and Bridges.

Hicks's  
Bridge.

Mr. Brownell of Westport, the petition of Frederick Brownell and others of Westport, that the county commissioners of Bristol County may be authorized to lay out Hicks's Bridge, so-called, as a highway; which was referred to the same committee.

D. K. Akin.

Mr. Gould of Brewster presented the petitions of John Eldredge and others of Yarmouth, and Obed Brooks and others of Harwich, against the petition of D. K. Akin and others.

Eastern R.R.  
extension.

Mr. Stevens of South Danvers, the petition of William H. Brown and others of Danversport, in aid of the petition of the Eastern Railroad for extension to Lawrence.

Severally referred to the committee on Railways and Canals.

Rights of the  
Common-  
wealth in  
tidal waters.

Mr. Willson of Boston, the petition of Seth Adams and others of Boston, to be heard in opposition to the bill further to protect the rights of the Commonwealth in tidal waters; which was referred to the committee on Harbors.

Hyde Park.

Mr. Bullard of Dedham, the petition of William Bullard and others of Dedham, against the petition of A. P. Blake and others; which was referred to the committee on Towns.

Severally sent up for concurrence.

Costs, &c.,  
in Norfolk  
County.

A communication was received from the treasurer of Norfolk County, in reply to an order of inquiry by the House; which on motion of Mr. Parsons of Brookline, was laid upon the table.

Quincy  
Canal.

Mr. Souther of Boston presented the petition of John Souther, for the repeal of the act incorporating the Quincy Canal Corporation; which was referred to the committee on the Judiciary.

On motion of Mr. Fiske of Weston,—

General cor-  
poration  
laws.

*Ordered,* That the Senate committee on the Judiciary and the House committee on the Judiciary be a joint special

committee to consider the expediency of making any alterations in the general laws relating to corporations and consolidating the same.

On motion of Mr. Heywood of Gardner,—

*Ordered*, That the committee on Military Affairs be requested to examine and report what appropriations will be necessary for militia bounty, military accounts and rent of armories the present year. Militia bounty, &c.

On motion of Mr. Field of Shelburne,—

*Ordered*, That the committee on Banks and Banking consider the expediency of so amending the 142d section of the 57th chapter of the General Statutes as to authorize savings banks to invest their deposits in the bonds of the Pacific Railroad Company. Savings banks.

On motion of Mr. Leavitt of Charlemont,—

*Ordered*, That the committee appointed to inquire into the expenses of the school at Westborough be authorized to inquire into the expenses of any or all of the reformatory or eleemosynary institutions of the State, and that they have power to send for persons and papers. Reformatory School.

Severally sent up for concurrence.

On motion of Mr. Dennett of Taunton,—

*Ordered*, That the committee on Finance inquire and report what losses, if any, have accrued to the state in its dealings with the Norwich and Worcester Railroad Corporation, from the neglect or refusal of said corporation to pay its obligations to the state in gold or coin, and what legislation is necessary to save the state harmless in the premises. Norwich and Worcester Railroad.

Mr. Stanwood of Roxbury, from the committee on the State House, to whom was referred an order of January 21, relative to the cost of the improvements of the state house, reported that in the opinion of the commissioner the expenditures will not exceed the estimate for the same. Placed in the orders of the day for Monday. Cost of State house improvements.

Mr. Wardwell of Swampscott, from the committee on the Fisheries, on the petition of Joseph Simmons, recommitted, reported leave to withdraw. Placed in the orders of the day for to-morrow. Joseph Simmons.

Mr. Rich of Boston, from the committee on Finance, reported that the resolve in favor of Elizabeth J. Sawyer ought to pass. Ordered to a second reading. Elizabeth J. Sawyer.

Mr. Ruggles of Dorchester, from the committee on Horse Railways, on the petition of the Waltham and Newton Street Railway Company, reported leave to withdraw for want of Waltham and Newton Street Railway.



legal notice. The report was considered, and on motion of Mr. Allen of Newton, the petition was recommitted to the committee with instructions to hear the parties.

Merrimack  
Valley Horse  
Railroad.

Mr. Wood of New Bedford, from the same committee, on the petition of W. A. Russell, President of the Merrimack Valley Horse Railroad, reported leave to withdraw for want of legal notice. The report was considered, and on motion of Mr. Wright of Lawrence, the petition was recommitted to the committee with instructions to hear the parties.

License law.

Mr. Field of Shelburne offered an amendment to the bill to regulate the manufacture and sale of intoxicating liquors, which was ordered to be printed.

### *Papers from the Senate.*

Reform  
School.

The order for a joint committee to inquire into the subject of the expenses of the reform school at Westborough, came down from the Senate, that branch having concurred in it, with amendments, to wit: referring the subject to the committee on Public Charitable Institutions instead of a special committee, and authorizing them also to inquire into the expenses of any other charitable and reformatory institutions of the Commonwealth. The Senate amendments were concurred in.

Catherine M.  
Miller.

The report of the committee on Military Affairs, leave to withdraw, on petition of Catherine M. Miller, accepted in the Senate, came down and was considered and accepted in concurrence.

Pay of off-  
cers.

The report of the same committee, inexpedient to legislate, on the subject of an order of January 16; relative to pay of officers who served during the war, accepted in the Senate, came down, and was considered and accepted in concurrence.

Orders of the  
day.

The orders of the day were taken up.

Report of the committee on Printing, in favor of printing 5,000 extra copies of the election sermon, was accepted.

Report, leave to withdraw, on petition of H. N. Eddy, was accepted and sent up for concurrence.

Bill concerning insolvent estates of deceased persons, was on motion of Mr. Bates of Westfield, laid upon the table.

Bill to authorize the Roxbury Gas Light Company to increase its capital stock, was on motion of Mr. Nash of Boston, recommitted to the committee on Manufactures.

Bill to incorporate the Wayland and Sudbury Branch Railroad Company was read and ordered to a third reading.

Resolve in favor of Increase N. Emerton was read and ordered to a third reading.

Report, leave to withdraw, on petition of Kimball & Co., was accepted in concurrence.

Bill to incorporate the Ladies' City Mission Society in New Bedford, was read and ordered to a third reading.

Bills:

To increase the capital stock of the Mount Hope Iron Company;

To authorize the Fall River Savings Bank to hold additional real estate;

Were severally read, and passed to be engrossed and sent up for concurrence.

Adjourned.

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MONDAY, February 10, 1868.

Met according to adjournment.

Mr. Cox of Malden presented the remonstrances of the town officers of Malden, and of Hale Jacobs and others, owners and occupants of wharves in Malden, against the petition of I. Wellington and others.

Bridge over  
Malden River.

Mr. Gould of Melrose, the remonstrance of H. P. Sargent and others of Melrose against the same petition.

Mr. Shortle of Provincetown, the remonstrance of Samuel Dyer and others of Truro, against the petition of the town of Truro.

Severally referred to the committee on Roads and Bridges.

Mr. Howland of Lynn, the petition of Joseph Conner of Lynn for state aid.

Joseph Conner.

Mr. Gargan of Boston, the petition of John McIntire for state aid.

John McIntire.

Mr. Towne of Fitchburg, the petition of Ephraim Hosmer for state aid.

Ephraim Hosmer.

Severally referred to the committee on Military Affairs.

Mr. Carruth of Chelsea, the petition of the Chelsea Savings Bank for leave to hold real estate; which was referred to the committee on Banks and Banking.

Chelsea Savings Bank.

Mr. Peirson of Salem, the petition of N. Weston and others of Salem in aid of the petition of the Eastern Railroad for extension to Lawrence; which was referred to the committee on Railways and Canals.

Eastern R.R. extension.

Dorchester  
and Boston.

Mr. Robinson of Dorchester, the remonstrance of E. J. Bispham and others of Dorchester against the petition of M. P. Wilder and others; which was referred to the committee on Towns.

Bounty to  
agricultural  
societies.

Mr. Bassett of Ware, the petition of George H. Gilbert and others of Ware, for the repeal of the law granting bounty to agricultural societies; which was referred to the committee on Agriculture.

Severally sent up for concurrence.

Probate  
courts.

Mr. Hobbs of Roxbury, on leave, introduced a bill giving additional powers to judges of the probate courts; which was read and referred to the committee on Probate and Chancery.

House of  
correction in  
Worcester.

Mr. Walker of Worcester presented the petition of the overseers of the house of correction in Worcester, for authority to transfer children from the house of correction to the truant school at Worcester; which was referred to the committee on the Judiciary.

On motion of Mr. Child of Boston,—

Rainsford  
Island.

*Ordered*, That the committee on Harbors inquire whether, in order to secure the property of the state at Rainsford Island, it is necessary that it should be occupied by the state in some manner. And also what disposition shall be made of such property. Sent up for concurrence.

#### *Papers from the Senate.*

Dedham and  
W. Roxbury  
R. R. Co.

The petition of the Dedham and West Roxbury Railroad Company for a change of name, was referred, in concurrence, to the committee on Horse Railways.

Hyde Park.

The remonstrance of Alfred Crossman, Jr., and others, of Milton, against the petition of A. P. Blake and others, was referred, in concurrence, to the committee on Towns.

#### *Bills:*

Holyrood  
School.  
New Eng-  
land Liquid  
Fuel Co.

To incorporate the Trustees of the Holyrood School;  
To incorporate the New England Liquid Fuel Company;  
Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading.

Lewis A.  
Horton.

Resolve in favor of Lewis A. Horton, passed to be engrossed in the Senate, came down and was read and referred to the committee on Finance.

Prudential  
committees.

Report of the committee on Education, inexpedient on an order of January 10, relative to prudential committees,

accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

The orders of the day were taken up.

Orders of the day.

Report of the committee on the State House was accepted and sent up for concurrence.

Report, leave to withdraw, on petition of Joseph Simmons, was accepted and sent up for concurrence.

Resolve in favor of Elizabeth J. Sawyer, was read and ordered to a third reading.

Bill to incorporate the Wayland and Sudbury Branch Railroad Company; and

Resolve in favor of Increase N. Emerton;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to incorporate the Ladies' City Mission Society in New Bedford, was read and passed to be engrossed in concurrence.

Engrossed bills:

Bills passed.

To incorporate the Builders' Mutual Fire Insurance Company;

To incorporate the Lowell Young Men's Christian Association;

To continue in force an act to incorporate the Cohasset Mutual Fire Insurance Company;

To continue in force an act to incorporate the Merchants' and Farmers' Mutual Fire Insurance Company of Worcester, and for other purposes;

(Which severally originated in the Senate;)

In addition to an act to supply the city of Cambridge with pure water;

(Which originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve authorizing the Treasurer to borrow money in anticipation of the revenue;

(Which originated in the House of Representatives;)

Was passed, and signed and sent to the Senate.

Adjourned.

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TUESDAY, February 11, 1868.

Met according to adjournment.

The returns of the railroad corporations for 1867, were received from the secretary of the Commonwealth and

Railroad corporations.

referred to the committee on Railways and Canals and sent up for concurrence.

**Co-operative associations.**

The statements of co-operative associations were also received, and referred to the committee on the Judiciary.

**Polls, property, &c.**

The aggregates of polls, property, &c., were also received, and referred to the same committee.

**State charities.**

The fourth annual report of the Board of State Charities was received from the secretary of the board, and referred to the committee on Public Charitable Institutions, and sent up for concurrence.

**Bills passed.**

Engrossed bills:

To authorize the Boston and Providence Railroad Corporation to change the location of the West Mansfield passenger station ;

Making appropriations from the funds and the income of the funds herein mentioned, and for other purposes ;

In addition to an act making appropriations for the maintenance of the government during the current year ;

(Which severally originated in the House of Representatives ;)

To authorize the Fall River Savings Bank to hold additional real estate ;

To incorporate the Massachusetts Live Stock Insurance Company in the city of Boston ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

**Directors of Boston and Albany R. R.**

The Speaker appointed the committee on the part of the House to nominate candidates for directors of the Boston and Albany Railroad Corporation, as follows : Messrs. Mixer of Hardwick, Nash of Boston, Parsons of Brookline, Ruggles of Fitchburg, Seaver of Roxbury, Howe of Bolton, Bridges of Newton, Thayer of Adams, Williams of Worcester, and Gates of Lowell.

**Charlestown and Boston.**

The following remonstrances against the annexation of Charlestown to Boston, were presented by the members named, and referred to the committee on that subject :

By Mr. Wheeler of Sudbury, from R. A. Burbeck and others of Sudbury, and William Heard and others of Wayland.

By Mr. Pratt of Reading, from S. C. Eames and others of Wilmington, James Reed and others of Reading, and Samuel P. Breed and others of North Reading.

By Mr. Heywood of Westford, from Cyrus Butterfield and others of Tyngsborough, and J. V. B. Coburn and others of Dracut.

By Mr. Foster of Billerica, from B. F. Spaulding and 91 others of Tewksbury.

By Mr. Fiske of Weston, from Edward Coburn and others of Weston.

By Mr. Francis of Lowell, from George F. Richardson and others of Lowell.

By Mr. Blasdel of Lexington, from G. F. Duren and others of Carlisle.

By Mr. Allen of Newton, from Thomas Rice, Jr., and others of Newton.

Severally sent up for concurrence.

Mr. Smith of Lowell presented the petitions of A. Scott and others, and A. A. Haggett and others of Lowell ;

Railroad  
from Lowell  
to Ballard-  
vale.

Mr. McFarlin of Lowell, the petition of Norcross & Saunders and others of Lowell ;

Severally in aid of the petition of E. M. Sargent and others.

Mr. Gould of Brewster, the petition of Solomon Freeman and others of Brewster, against that of D. K. Akin and others.

D. K. Akin.

Mr. Sanford of Wareham, the petition of S. T. Tisdale and others of Wareham, in aid of that of J. M. Forbes and others.

Vineyard  
Sound Rail-  
road Co.

Severally referred to the committee on Railways and Canals.

Mr. Pool of Rockport presented the remonstrance of the selectmen of Rockport, and others ;

Salem turn-  
pike.

And Mr. Cook of Gloucester the remonstrance of the selectmen of Gloucester, and others ;

Severally against the petition of J. P. Palmer and others.

Mr. Hervey of Medford, the petition of Robert McGregor and others, in aid of the petition of I. Wellington and others.

Bridge over  
Malden  
River.

Severally referred to the committee on Roads and Bridges.

Mr. Williams, of Worcester, the petition of Calvin Foster and others of Worcester, to be incorporated as the Worcester Safe Deposit Company ; which was referred to the committee on Banks and Banking.

Worcester  
Safe Deposit  
Co.

Mr. Whitehouse of Boston, the petition of George H. Plummer and others of East Boston, in aid of the petition of N. Gibson and others ; which was referred to the committee on Harbors.

Maverick  
Bridge Co.

Mr. Stearns of Milford, the petition of Chester Clark, for arrearages of pay as 1st Lieut. Co. I, 12th Massachusetts

Chester  
Clark.

Volunteers; which was referred to the committee on Military Affairs.

Severally sent up for concurrence.

Use of the  
green room.

Mr. Williams of Boston offered an order granting the use of the hall of the House to those members of the Senate and House who have invited Edward Crane of Dorchester, to address them on the subject of transportation and kindred subjects, on Thursday, at 10 o'clock, A. M.

The order was rejected, four-fifths of the members not voting in its favor.

Mr. Williams then offered an order granting the use of the green room at the same time for the same purpose; which was adopted.

Quincy  
Canal.

Mr. Adams of Quincy, from the committee on the Judiciary, on the petition of John Souther, reported leave to withdraw, for want of legal notice.

The report was considered, and on motion of Mr. Adams, was recommitted to the committee, with instructions to hear the parties.

Mr. Train of Boston, from the same committee, reported inexpedient to legislate on the several orders

Intermar-  
riage of first  
cousins.

Of February 6, relative to prohibiting the intermarriage of first cousins;

Roxbury  
municipal  
court.

Of January 23, relative to abolishing the municipal court of the Southern District of Boston.

General cor-  
poration law.

Mr. Howland of Lynn made the same report on an order of January 29, relative to the repeal of chapter 61 of the General Statutes.

Insolvent  
debtors.

Mr. Lathrop of Huntington, from the same committee, made the same report on an order of February 5, relative to repealing or suspending the laws for the relief of insolvent debtors.

Appropri-  
ations for mil-  
itary pur-  
poses.

Mr. Thompson of Boston, from the committee on Military Affairs, instructed to report what appropriations will be necessary for certain military purposes, made a report on that subject.

Sarah M.  
Ciscoe.

Mr. Hart of Fall River, from the committee on Claims, on the petition of Sarah M. Ciscoe and another, reported leave to withdraw.

These reports were severally placed in the orders of the day for to-morrow.

Appropri-  
ation bill.

Mr. Walker of Springfield, from the committee on Finance, under the general order, reported a bill in further addition to an act making appropriations for the maintenance of the government during the present year. Read and ordered to a second reading.

Mr. Gould of Melrose, from the committee on Mercantile Affairs, to whom was recommitted the petition of E. Appleton and others, reported a bill to incorporate the Prospect Hotel Company. Read and ordered to a second reading.

Prospect  
Hotel Co.

Mr. Jackman of Newburyport, from the same committee, on the petition of the Boston and Hingham Steamboat Company, recommitted, reported a bill concerning that company. Read and ordered to a second reading.

Boston and  
Hingham  
Steamboat  
Company.

Mr. Mixer of Hardwick, from the committee on Railways and Canals, on the petition of the Milford and Woonsocket Railroad Company, reported a bill to authorize that company to lease its road. Read and ordered to a second reading.

Milford and  
Woonsocket  
Railroad.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of February 4, reported a bill to prevent encroachments upon the great ponds of the Commonwealth. Read and ordered to a second reading.

Great ponds.

### *Papers from the Senate.*

Resolve in relation to the alterations in the state house, passed to be engrossed in the Senate, came down and was read and referred to the committee on Finance.

Alterations  
in the state  
house.

Bill to extend the time for the construction of the Boston, Barre and Gardner Railroad, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

Boston,  
Barre and  
Gardner  
Railroad.

The petition of the South of Europe Steamship Company, for further time to organize, was referred in concurrence to the committee on Mercantile Affairs.

South of  
Europe  
Steamship  
Co.

The orders of the day were taken up.

Orders of the  
day.

Report, inexpedient, on an order concerning the election of prudential committees, was accepted in concurrence.

Bill to incorporate the Trustees of Holyrood School, was read and ordered to a third reading.

Bill to incorporate the New England Liquid Fuel Company was read; and on motion of Mr. Jackman of Newburyport, laid upon the table.

Resolve in favor of Elizabeth J. Sawyer, was read and passed to be engrossed in concurrence.

On motion of Mr. Parsons of Brookline, the bill to declare the eligibility of women as members of school committees, was taken from the table and placed in the orders of the day for to-morrow.

On motion of Mr. Dana of Cambridge, the report inexpedient on an order relative to repealing part of the act con-



cerning elections in cities, was taken from the table and placed in the orders of the day for to-morrow.

On motion of Mr. Walker of Springfield, the motion to reconsider the vote by which the bill making appropriations for the expenses of the state almshouses, was passed to be engrossed, was taken from the table and considered, and the motion to reconsider was agreed to.

Mr. Plunkett of Pittsfield moved to amend the bill by reducing the appropriation for the expenses of the hospital at Rainsford Island from \$3,000 to \$1,500 ; for the expenses of the general agent of the Board of State Charities from \$1,700 to \$850 ; for the salary of the agent from \$3,000 to \$1,500 ; for clerical and other assistance of the board, from \$6,000 to \$3,000 ; for the expenses of the secretary of the board from 1,200 to \$600 ; for clerical assistance of the secretary, from \$1,000 to \$500 ; for the travelling and other expenses of the board, from \$3,200 to \$1,600.

On motion of Mr. Walker, the yeas and nays were ordered on the question of adopting the amendment, and the roll being called, it was agreed to by a vote of one hundred and twenty-five yeas to seventy-six nays.

The yeas and nays were as follows:—

#### YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
Henry Bassett,  
Irving Bates,  
P. A. Braman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
Morton V. Bonney,  
Charles Bradley,  
Ralph S. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Linus M. Child,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Thomas Cunningham,

Messrs. David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
Charles H. Fiske,  
Charles A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Gargan,  
Josiah Gates,  
J. Otis Hale,  
Josiah S. Hammond,  
Tilly Haynes,  
James A. Hervey,

**Messrs.** George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
Edward A. Hulburt,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
William W. Kellogg,  
Charles J. Kittredge,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
Job M. Leonard,  
James L. Locke,  
Joseph B. Lombard,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
Wallace McFarland,  
William McFarlin,  
Isaac H. Meserve,  
William Mixer,  
Frederick A. Morey,  
Ellis W. Morton,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
George W. Potter,  
Joseph S. Potter,  
Caleb Rand,  
Alvah Raymond, Jr.,

**Messrs.** William H. Reynard,  
John H. Robinson,  
Joseph Ross,  
Edward H. R. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
Charles L. Shaw,  
William Sherburne,  
Hiram S. Shurtleff,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
Walter B. Studley,  
John K. Tarbox,  
James G. Tewksbury,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
S. K. Towle,  
Levi Wallace,  
Willard Wheeler,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
James S. Woodworth,  
P. Ambrose Young.

**NAYS.**

**Messrs.** Levi A. Abbott,  
George E. Allen,  
Samuel Appleton,  
William F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
C. C. Bixby,  
Oliver H. P. Brown,  
William B. Brown,

**Messrs.** Ezra P. Brownell,  
Heman B. Chase,  
Henry M. Clarke,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Alanson Crittenden,  
Richard H. Dana, Jr.,  
Jeremy B. Dennett,  
James T. Ford,

Messrs. Dudley Foster,  
 Delano A. Goddard,  
 Levi S. Gould,  
 Samuel H. Gould,  
 Abraham G. Hart,  
 Charles A. Hewins,  
 Alvah Holway,  
 William Howland,  
 John A. Hughes,  
 Lewis S. Judd,  
 Dexter S. King,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 George H. Long,  
 James F. Mansfield,  
 John McDuffie,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Nathaniel C. Nash,  
 Weaver Osborn,  
 Thomas Parsons,  
 George H. Peirson,  
 Henry E. Pond,  
 Henry S. Porter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Jeremiah A. Rich,

Messrs. Otis Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 Otis T. Ruggles,  
 John Severson,  
 Henry Shortle,  
 John J. Smith,  
 Walter S. Sprague,  
 John W. Stevens,  
 John H. Swain,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 Jacob P. Towne,  
 Charles R. Train,  
 Eden Wadsworth,  
 William H. Waitt,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Royal S. Warren,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Nathan S. Williams,  
 Warren Williams,  
 James B. Wood.

YEAS, 125; NAYS, 76.

#### ABSENT OR NOT VOTING.

Messrs. E. Watson Arnold,  
 William G. Bates,  
 Albert Blood,  
 George E. Bridges,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Philo Chapin,  
 Charles W. Chase,  
 Lament B. Corbin,  
 Seth Crowell,  
 Moses Farnum,  
 Ezra H. Flagg,  
 John D. Flagg,  
 James A. Fox,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Noah M. Gaylord,

Messrs. David D. Hart,  
 Joseph H. Hathaway,  
 Charles Heywood,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 Roger H. Leavitt,  
 John Livermore,  
 Leonard McKenzie,  
 John Perley,  
 Moses Pool,  
 Henry S. Ranney,  
 John Runey,  
 Lemuel B. Simmons,  
 Iram Smith,  
 George E. Towne,  
 Mason Van Dusen,  
 Thomas S. Waters,

Messrs. John A. Wiley,  
Charles Wing,  
George W. Woodwell,

Messrs. Charles W. Worcester,  
William H. P. Wright.

On motion of Mr. Gargan of Boston, the vote by which the bill was amended in the 93d, 94th, 95th and 96th lines, (printed bill,) relative to the agent for discharged convicts, was reconsidered, and the proposed amendment was rejected.

The bill was passed to be engrossed and sent up for concurrence.

The bill to regulate the manufacture and sale of intoxicating liquors, specially assigned, was called up, and on motion of Mr. Dana of Cambridge, it was referred to the committee of the whole House. License law.

And on motion of Mr. Dana of Cambridge, it was

*Ordered*, That the committee of the whole House on said bill have authority to print amendments and substitutes that may be offered, and to make their final report in print.

On motion of Mr. Dana, the House resolved itself into Committee of the Whole, and the Speaker appointed Mr. Thompson of Boston its Chairman. Committee of the Whole.

Afterwards Mr. Thompson reported to the House that the Committee had considered the bill to regulate the manufacture and sale of intoxicating liquors, and had made some progress therein, and had instructed him to ask leave to sit again.

Leave was granted, and it was ordered that the House will resolve itself into Committee of the Whole on the same bill on Thursday, at 2½ o'clock, P. M.

Adjourned.

WEDNESDAY, February 12, 1868.

Met according to adjournment.

Engrossed bill to incorporate the Ladies' City Mission Society, in New Bedford (which originated in the Senate,) was passed to be enacted and signed and sent to the Senate. Bill passed.

Mr. Bonney of Hanover presented the petition of George Curtis of Hanover, for leave to construct a branch railroad track to connect with the Hanover Branch Railroad; also of the directors of the said road, in aid of the petition. George Curtis.

Mr. Friend of Gloucester, the petition of B. H. Smith and others of Gloucester; Eastern R.R. extension.

Mr. McKenzie of Essex, the petition of Charles Howes and others of Essex ;

Severally in aid of the petition of the Eastern Railroad Company, for extension to Lawrence.

Railroad  
from Lowell  
to Ballard-  
vale.

Mr. McFarlin of Lowell, the petition of D. A. Swan and others of Lowell ;

Mr. Smith of Lowell, the petition of A. D. Puffer and others of Lowell ;

Severally in aid of the petition of E. M. Sargent and others.

David K.  
Akin.

Mr. Gould of Brewster, the petition of the town of Brewster, against that of David K. Akin and others.

Severally referred to the committee on Railways and Canals.

Alms-house  
at Tewks-  
bury.

Mr. Foster of Billerica, the petition of the Inspectors of the State Alms-house at Tewksbury, for authority to purchase additional land for that institution ; which was referred to the committee on Public Charitable Institutions.

Maverick  
Bridge Co.

Mr. Buzzell of Boston, the petition of David H. Blaney and others of East Boston, in aid of the petition of N. Gibson and others ; which was referred to the committee on Harbors.

David E.  
Blackstock.

Mr. Huntington of Amesbury, the petition of David E. Blackstock and others of the " Mozart Regiment," for state aid ; which was referred to the committee on Military Affairs.

Charlestown  
and Boston.

Mr. Pierce of Townsend, the petition of James N. Tucker and others of Townsend, against the annexation of Charlestown to Boston ; which was referred to the committee on that subject.

Selectmen  
of Chatham

Mr. Rogers of Orleans, the petition of the selectmen of Chatham, for an act to protect the fisheries in that town ; which was referred to the committee on the Fisheries.

Severally sent up for concurrence.

Seining of  
smelts.

Mr. Adams of Quincy presented the petition of John Williams and others of Quincy, for a law to prohibit the seining of smelts ; which was referred to the committee on the Fisheries, and sent up for concurrence.

On motion of Mr. Bates of Westfield,—

Trial jus-  
tices.

*Ordered*, That the committee on the Judiciary consider the expediency of amending the laws relating to the appointment, duties and powers of trial justices.

Lynn Five  
Cents Sav-  
ings Bank.

Mr. Kittredge of Hinsdale, from the committee on Banks and Banking, on the petition of the Lynn Five Cents Savings

Bank, reported leave to withdraw. The report was considered, and on motion of Mr. Howland of Lynn the petition was recommitted to the committee, with instructions to hear the parties.

Mr. Farnum of Blackstone, from the committee on Banks and Banking, on the petition of Milton Bonney and others, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. Tarbox of Lawrence, the petition was recommitted to the committee, with instructions to hear the parties.

Lawrence  
Savings  
Bank.

Mr. Allen of Newton, from the committee on Education—under an order of January 13, reported a bill making appropriations from the moiety of the income of the school fund, applicable to educational purposes. Read and referred to the committee on Finance.

Appropriation  
bill.

Mr. Rich of Boston, from the committee on Finance, to whom was referred the resolve in relation to alterations in the state house, reported that it ought to pass. Ordered to a second reading.

Alterations  
of State  
House.

Mr. Tilton of Boston, from the committee on Banks and Banking, on an order of February 7, relating to the investment of deposits of savings banks in the bonds of the Pacific Railroad Company, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Deposits of  
savings  
banks.

Mr. Child of Boston, from the committee on Elections, to whom was referred the petition of Jacob B. Shaw, claiming the seat in the House held by Levi A. Abbott, as member from the 9th Plymouth District, reported that the petitioner have leave to withdraw, and that Mr. Abbott is entitled to the seat held by him. Placed in the orders of the day for to-morrow.

Contested  
Election—  
Levi A.  
Abbott.

Mr. Livermore of Cambridge, from the committee on Banks and Banking, reported that the bill to authorize the South Boston Savings Bank to hold real estate ought to pass. Ordered to a second reading.

South Bos-  
ton Savings  
Bank.

Mr. Robinson of Dorchester and Mr. Gates of Lowell, offered amendments to the bill to regulate the manufacture and sale of intoxicating liquors, which were ordered to be printed.

License law.

### *Papers from the Senate.*

Bill to incorporate the Washburn and Moen Manufacturing Company, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Washburn  
and Moen  
Manufactur-  
ing Co.

Bill concerning the Hartford and New Haven Railroad Company, introduced on leave in the Senate, came down

Hartford and  
New Haven  
Railroad Co.

and was read and referred to the committee on Railways and Canals, in concurrence.

Contract system in the state prison.

The petition of Charles T. Crane and others, against the contract system in the state prison, was referred, in concurrence to the committee on the Hours of Labor.

Appropriation bill.

Mr. Parsons of Brookline moved a reconsideration of the vote by which the bill making appropriations for the expenses of the state almshouses, etc., was passed to be engrossed. The motion was agreed to, and on motion of Mr. Parsons, the vote by which the bill was amended, by reducing the appropriation for the salary of the agent of the Board of State Charities from \$3,000 to \$1,500, was reconsidered, and the amendment was rejected. The bill was then passed to be engrossed, and sent up for concurrence.

Orders of the day.

The orders of the day were taken up.

Report of the committee on Military Affairs, on the subject of appropriations, was accepted and sent up for concurrence.

Bill in further addition to an act making appropriations for the maintenance of the government during the present year, was read and ordered to a third reading.

Report, inexpedient, on an order relative to abolishing the municipal court of the southern district of Boston, was accepted.

Report, leave to withdraw, on petition of Sarah M. Ciscoe and another, was accepted and sent up for concurrence.

Bill to prevent encroachments upon the great ponds of the Commonwealth, was read and ordered to a third reading.

Report, inexpedient, on an order relative to the repeal of chapter 61 of the General Statutes; and

Report, inexpedient, relative to repealing or suspending the statutes for the relief of insolvent debtors; and

Report, inexpedient, on an order relative to the intermarriage of first cousins;

Were severally accepted.

Bill to incorporate the Prospect Hotel Company; and

Bill to authorize the Milford and Woonsocket Railroad Company to lease its road; and

Bill to extend the time for the construction of the Boston, Barre and Gardner Railroad;

Were severally read and ordered to a third reading.

Bill concerning the Boston and Hingham Steamboat Company; and

Report, inexpedient, relative to repealing part of the act of 1863 concerning elections in cities;

Were severally postponed until to-morrow.

Bill to declare the eligibility of women as members of school committees was read, and the amendments offered heretofore by Mr. Morton and Mr. Tompkins were rejected. The question being on ordering the bill to a third reading, and the roll having been called, according to previous order, there were eighty-seven yeas and one hundred and twelve nays, and the bill was rejected.

The yeas and nays are as follows :—

## YEAS.

Messrs. Levi A. Abbott,  
George E. Allen,  
Wm. F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
Willard Blackinton,  
Morton V. Bonney,  
Oliver H. P. Brown,  
Ralph S. Brown,  
Wm. H. Burbeck,  
James Capen,  
Jonas A. Champney,  
Heman B. Chase,  
Henry M. Clarke,  
Patrick A. Collins,  
Benjamin F. Cook,  
Joseph W. Cornell,  
David Cushing, 2d,  
Charles H. Drew,  
Dudley Foster,  
Charles A. Fox,  
James A. Fox,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
Abraham G. Hart,  
David D. Hart,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Alvah Holway,  
Daniel Howard,  
Lewis S. Judd,  
Wm. W. Kellogg,

Messrs. Dexter S. King,  
William A. King,  
Richmond Kingman,  
William Knowlton,  
Augustus Lane,  
Roger H. Leavitt,  
John Lee,  
John Livermore,  
Joseph B. Lombard,  
John McDuffie,  
Wallace McFarland,  
Leonard McKenzie,  
Edwin Mudge,  
Nathaniel C. Nash,  
John P. Ordway,  
Weaver Osborn,  
Edward H. Pierce,  
Moses Pool,  
Henry S. Porter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Lemuel B. Simmons,  
John J. Smith,  
Oliver W. Smith,  
Walter S. Sprague,  
John W. Stevens,  
John H. Swain,  
Shepherd Thayer,  
George E. Towne,  
Jacob P. Towne,  
Charles R. Train,  
Eden Wadsworth,  
William H. Waitt,  
Levi Wallace,



Messrs. Horace Ward,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,

Messrs. William Whiting,  
 Charles W. Wilder,  
 Joseph Wilson,  
 James B. Wood.

NAYS.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 Irving Bates,  
 William G. Bates,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 Albert Blood,  
 Charles Bradley,  
 George E. Bridges,  
 William B. Brown,  
 John R. Bullard,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry H. Cook,  
 George P. Cox,  
 Alanson Crittenden,  
 Thomas Cunningham,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Curtis Davis,  
 Jeremy B. Dennett,  
 Thaddeus K. DeWolf,  
 Silas Danton,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 James B. Francis,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Thomas J. Gargan,  
 Josiah S. Hammond,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,

Messrs. George M. Hobbs,  
 Anson P. Hooker,  
 William Howland,  
 John A. Hughes,  
 Edward A. Hulbert,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 James L. Locke,  
 Willard Mann,  
 James F. Mansfield,  
 John Manson,  
 Murdock Matheson,  
 William McFarlin,  
 Isaac H. Meserve,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Henry Newton,  
 Dan Packard,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 George W. Potter,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Otis Rich,  
 Edward H. R. Ruggles,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Henry Shortle,  
 Hiram S. Shurtleff,

**Messrs.** Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
Walter B. Studley,  
James G. Tewksbury,  
Newell A. Thompson,  
Hubbard W. Tilton,  
Dexter A. Tompkins,  
A. G. Walker,  
Eben N. Wardwell,  
Rufus A. White,  
Windsor N. White,

**Messrs.** Sydney F. Whitehouse,  
Daniel H. Whitney,  
John A. Wiley,  
Benjamin J. Williams,  
Nathan S. Williams,  
Warren Williams,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

Yeas, 87 ; Nays, 112.

ABSENT OR NOT VOTING.

**Messrs.** Rufus Adams,  
E. Watson Arnold,  
P. A. Beaman,  
Hugh R. Bean,  
Ezra P. Brownell,  
Philo Chapin,  
Lament B. Corbin,  
Orlando B. Crane,  
Seth Crowell,  
Moses Farnum,  
John D. Flagg,  
James T. Ford,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
Joseph H. Hathaway,  
Solomon H. Howe,  
Harvey Jewell, (Speaker,)  
Job M. Leonard,  
George H. Long,  
William Mixter,

**Messrs.** Amasa C. Morse,  
George H. Peirson,  
Henry E. Pond,  
John H. Robinson,  
Joseph Ross,  
Otis T. Ruggles,  
John Runey,  
John Severson,  
Iram Smith,  
Edwin N. Snow,  
John K. Tarbox,  
Prescott A. Thompson,  
John M. Tobin,  
S. K. Towle,  
Mason Van Dusen,  
George Walker,  
Francis W. Warren,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,

Bill to incorporate the trustees of the Holyrood School  
was read and passed to be engrossed in concurrence.

Adjourned.

THURSDAY, February 13, 1868.

Met according to adjournment.

Engrossed resolve in favor of Elizabeth J. Sawyer (which <sup>Resolve</sup> originated in the Senate,) was passed and signed and sent <sup>passed.</sup> to the Senate.

Railroad  
from West-  
field to Hol-  
yoke.

Mr. Flagg of Holyoke presented the petition of Timothy Merrick and others, of Holyoke, for a railroad from Westfield to Holyoke; which was referred to the committee on Railways and Canals.

Cape Cod  
Railroad.

Mr. Gould of Brewster, the petition of Ira S. Baker and others, of Dennisport, in aid of the petition of the Cape Cod Central Railway Company for an extension to Wellfleet and Provincetown; which was referred to the same committee.

South Read-  
ing exten-  
sion.

Mr. Mansfield of South Reading, the petition of Daniel Allen and others, of South Reading, in aid of the petition D. P. Ives and others; which was referred to the same committee.

High  
schools.

Mr. McFarland of West Boylston, the petition of the school committee of that town, in relation to the law concerning high schools in towns; which was referred to the committee on Education.

Torrey Pea-  
body.

Mr. Mansfield of South Reading, the petition of Torrey Peabody for state aid; which was referred to the committee on Military Affairs.

Charlestown  
and Boston.

Mr. Cunningham of Charlestown, the petition of Nahum Chapin and others, of Charlestown, against the petition for the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Maverick  
Bridge.

Mr. Tompkins of Boston, the petition of Quincy A. Shaw and others in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

Railroad  
from New-  
buryport to  
Plum Island.

Mr. Adams of Newburyport, the petition of Joseph H. Smith and others, for a railroad from Newburyport to Plum Island; which was referred to the committee on Horse Railways.

Severally sent up for concurrence.

Lexington  
Hotel Co.

Mr. Blasdel of Lexington, on leave, introduced a bill to incorporate the Lexington Hotel Company; which was read and referred to the committee on Mercantile Affairs and sent up for concurrence.

B. C. Mar-  
chant.

Mr. Bradley of Tisbury presented the petition of B. C. Marchant, treasurer of Dukes County, for increase of salary; which was referred to the committee on County Estimates.

On motion of Mr. Allen of Newton,—

Western  
Avenue.

*Ordered*, That the committee on the Judiciary inquire into the present condition of the Western Avenue, so called, as to whether the Commonwealth has fulfilled its contract, entered into on taking possession of the road; also, that they

report what reasons there are, if any, why it should not be made a free public highway.

On motion of Mr. Towne of Fitchburg, the use of the green room was granted for a continuation of Mr. Crane's address to-morrow.

Use of the green room.

Mr. Ordway of Boston, on leave, introduced a bill authorizing school committees to appoint women as visitors to public schools; which was read and referred to the committee on Education, and sent up for concurrence.

Visitors to public schools.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, on petition of Frederick Brownell, reported leave to withdraw, for want of notice. The report was considered, and on motion of Mr. Bullard, was recommitted to the committee, with instructions to hear the parties.

Hicks bridge.

Mr. Parsons of Brookline, from the committee on Finance, reported that the resolve in favor of James Kane ought to pass. Ordered to a second reading.

James Kane.

Mr. Walker of Springfield, from the same committee, on so much of the Governor's address as relates to the finances, reported resolves in relation to the republication of the report on the Invertebrate Animals of Massachusetts; which were read and ordered to a second reading.

Invertebrate animals.

Mr. White of Charlestown, from the committee on Mercantile Affairs, on the petition of O. Whipple and others, recommitted, reported a bill to incorporate the Newton House Company. Read and ordered to a second reading.

Newton House Co.

Mr. Gould of Melrose, from the same committee, on the petition of S. W. Dudley and others, recommitted, reported a bill to incorporate the Friendship Lodge in Cambridge. Read and ordered to a second reading.

Friendship Lodge in Cambridge.

Mr. Potter of Greenfield, from the committee on Horse Railways, on petition of the town of Hadley, reported a bill to authorize that town to take stock in the Northampton, Hadley and Amherst Street Railway Company. Read and ordered to a second reading.

Northampton, Hadley and Amherst St. Railway Co.

Mr. Ruggles of Dorchester, from the same committee, on the petition of S. S. Davis and others, reported a bill to incorporate the Arlington and Lexington Street Railway. Read and ordered to a second reading.

Arlington and Lexington Street Railway.

Mr. Allen of Newton and Mr. Pierce of Boston, offered amendments to the bill to regulate the manufacture and sale of intoxicating liquors; which were ordered to be printed.

License law.

The Speaker presented the report of the committee appointed by the Legislature of 1867, to consider the subject of the maintenance of Charles River and Warren Bridges.

Charles River and Warren Bridges.

Referred to the committee on Roads and Bridges, and sent up for concurrence.

Charles River and Warren Bridges.

And on motion of Mr. White of Charlestown, the joint committee on Printing was directed to consider the expediency of printing the plans for a double bridge between Boston and Charlestown, to accompany the report of the committee. Sent up for concurrence.

*Papers from the Senate.*

Northern Michigan Railroad.

Resolutions in favor of the Northern Michigan Railroad, introduced on leave in the Senate, came down, and were read and referred to the committee on Railways and Canals, in concurrence.

State lunatic paupers.

Resolve in relation to the support of state lunatic paupers, introduced on leave in the Senate, came down, and was read and referred to the committee on Public Charitable Institutions, in concurrence.

So. Reading Extension R. R.

The petitions of the selectmen of Lynnfield, Eben Aborn and others, and Andrew Mansfield and others of Lynnfield, in aid of the petition of D. P. Ives and others, were severally in concurrence referred to the committee on Railways and Canals.

Vineyard Sound Railroad.

The petitions of J. C. Hamblin and others and Owen Eldredge and others of Falmouth, in aid of the petition of J. M. Forbes and others, were referred in concurrence to the same committee.

Westfield to Holyoke.

The petition of M. B. Whitney and others, for a railroad from Westfield to Holyoke, was referred in concurrence to the same committee.

Stephen I. Newman.

The petition of Stephen I. Newman of Cambridge, for bounty, was referred in concurrence to the committee on Military Affairs.

Mass. Spiritualist Association.

The petition of L. S. Richards and others, to be incorporated as the Massachusetts Spiritualist Association, was referred in concurrence to the committee on Parishes and Religious Societies.

Roxbury Creek.

The remonstrance of Winslow Lewis and others, against the petition of the city of Boston, for the extension of Albany Street, was referred in concurrence to the committee on Harbors.

**Bills:**

So. Reading.

To change the name of the town of South Reading; Concerning the Turner's Falls Branch Railroad Company; Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

On motion of Mr. Hobbs of Roxbury, the bill concerning the insolvent estates of deceased persons, was taken from the table, and recommitted to the committee on Probate and Chancery.

Insolvent estates of deceased persons.

On motion of Mr. Parsons of Brookline, the bill to incorporate the New England Liquid Fuel Company, was taken from the table, and having been read was ordered to a third reading.

New England Liquid Fuel Co.

The orders of the day were taken up.

Orders of the day.

Bill concerning the Boston and Hingham Steamboat Company was read and ordered to a third reading.

Report, inexpedient, on an order relative to amending the act of 1863, concerning elections in cities, was accepted.

Report of the committee on Elections, on petition of Jacob B. Shaw, was, on motion of Mr. Potter of West Cambridge, postponed until to-morrow.

Resolve in relation to alterations in the state house, was read, and pending the question on ordering it to a third reading, the House, on motion of Mr. Train of Boston, and according to previous assignment, resolved itself into committee of the whole for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors.

License law.

Mr. Thompson of Boston in the chair.

Afterwards Mr. Thompson, the chairman, reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly, and ask leave to sit again.

And leave was granted, and on motion of Mr. Dana of Cambridge, the House agreed to go into Committee again on the same bill at 2½ o'clock to-morrow.

The consideration of the orders of the day was resumed.

Orders of the day.

Resolve in relation to alterations in the state house, was ordered to a third reading.

Report, inexpedient, on an order relative to the investment of deposits of savings banks in Pacific Railroad bonds was, on motion of Mr. Field of Shelburne, recommitted to the committee on Banks and Banking.

Bill to authorize the South Boston Savings Bank to hold real estate, was read and ordered to a third reading.

Bill to incorporate the Washburn and Moen Manufacturing Company, was read and ordered to a third reading.

Bill in further addition to an act making appropriations for the maintenance of the government during the present

year, was, on motion of Mr. Walker of Springfield, laid upon the table.

Bill to prevent encroachments upon the great ponds of the Commonwealth ;

Bill to incorporate the Prospect Hotel Company ; and

Bill to authorize the Milford and Woonsocket Railroad Company to lease its road ; .

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to extend the time for the construction of the Boston, Barre and Gardner Railroad, was read and passed to be engrossed in concurrence.

Adjourned.

FRIDAY, February 14, 1868.

Met according to adjournment.

D. K. Akin.

Mr. Gould of Brewster presented the remonstrance of Thomas S. Snow and others of Orleans, against the petition of D. K. Akin and others ;

So. Reading  
Extension R.  
R.

Mr. Stevens of South Danvers, the petition of E. W. Upton and others of Danvers ;

And Mr. Mansfield of South Reading, the petition of Thomas Emerson and others ;

Severally in aid of the petition of D. P. Ives and others.

Severally referred to the committee on Railways and Canals.

School fund.

Mr. Ford of Wrentham, the petition of the school committee and others of that town, to be relieved from their forfeiture of the income of the school fund ; which was referred to the committee on Education.

Charles Warren.

Mr. Appleton of Southborough, the petition of Charles Warren of Westborough, to be paid for injuries to his farm by agents of the Commonwealth ; which was referred to the committee on Claims.

Severally sent up for concurrence.

Essex County courts.

Mr. Adams of Newburyport presented the petition of H. G. Johnson and others of Newburyport, against the removal of the courts from that city ; which was referred to the committee on the Judiciary.

Inspection of  
hides and  
skins.

Mr. Gates of Lowell, on leave, introduced a bill providing for the inspection of hides and skins ; which was read and

referred to the committee on Agriculture, and sent up for concurrence.

Mr. Bates of Westfield presented the petition of Samuel Fowler, for ratification of his acts as trial justice ; which was referred to the committee on the Judiciary. Samuel Fowler.

On motion of Mr. Abbott of Middleborough,—

*Ordered*, That the committee on the state house consider the expediency of making provision for the accommodation and security of the books in the state library. Sent up for concurrence. State library.

On motion of Mr. King of Boston,—

*Ordered*, That the committee on the Judiciary inquire whether any additional legislation is necessary for the suppression of obscene prints. Obscene prints.

On motion of Mr. Dennett of Taunton,—

*Ordered*, That bills in their third reading be read by their titles hereafter, unless otherwise ordered. Reading of bills.

On motion of Mr. Brownell of Westport,—

*Ordered*, That the Governor be requested to inform the House relative to the improvements at the state prison which were authorized by chapter 8 of the resolves of 1867 ; whether or not the same have been completed, and if so the total amount of the cost of construction. State prison.

On motion of Mr. Towle of Haverhill,—

*Ordered*, That so much of the Surgeon-General's Report as relates to the bureau of employment for disabled soldiers be referred to the committee on Finance. Employment for disabled soldiers.

On motion of Mr. Cook of Gloucester,—

*Ordered*, That 200 of the 2,000 extra copies of the Report of the Commissioners on Boston Harbor be allowed said Commissioners. Sent up for concurrence. Boston harbor.

On motion of Mr. Rand of Charlestown,—

*Ordered*, That the Treasurer of the Boston and Albany Railroad be requested to report to this House the names of its President, Vice-President and Directors ; the amount of its capital stock ; the number of shares of its capital stock issued ; total amount of capital stock paid in ; what number of shares, if any, was issued by either the Worcester or Western Railroad, during the year previous to their consolidation ; the amount of money actually received by said railroads respectively for the stock so issued, and under what provisions of law said issue of stock was made, and Boston and Albany R.R.



what disposition was made of the proceeds of said stock by said Worcester and Western Railroads.

The following order offered by Mr. Tarbox of Lawrence, was referred to the committee on Printing:—

**Printing.** *Ordered,* That there be printed for the use of the Legislature, 1,500 additional copies of the Report of the Deputy State Constable, Henry K. Oliver, relative to the employment of children by corporations.

On motion of Mr. Stanwood of Roxbury,—

**Adjournment.** *Ordered,* That when the House adjourn, it will meet again on Monday.

**Bayley Hat Co.** Mr. Walker of Worcester, from the committee on Manufactures, on the petition of the Bayley Hat Company, reported leave to withdraw for want of notice.

**Neptune Woollen Co.** Also, the same report on petition of Augustus C. Carey and others.

These reports were considered, and on motion of Mr. Walker were recommitted, with instructions to hear the parties.

**Co-operative associations. Aggregate of polls.** Mr. Tarbox of Lawrence, from the committee on the Judiciary, reported that no legislation is necessary relative to the statements of co-operative associations, and relative to the aggregate of polls, &c.

These reports were placed in the orders of the day for Monday.

**Printing.** Mr. Kellogg of Lynn, from the committee on Printing, instructed to consider the expediency of printing 500 extra copies of the Report of the Surgeon-General for the use of that officer, reported in favor of printing the same.

**Assessment on stock.** Mr. Adams of Quincy, from the committee on the Judiciary, on an order of January 21, relative to the assessment on shares of stock in mining and other companies, reported inexpedient to legislate.

These reports were placed in the orders of the day for Monday.

**License law.** Amendments to the bill to regulate the manufacture and sale of intoxicating liquors, were offered by Messrs. Kellogg of Lynn, Foster of Billerica, and Child of Boston, and ordered to be printed.

**South Weymouth Savings Bank.** Mr. Livermore of Cambridge, from the committee on Banks and Banking, on petition of B. F. White and others, reported a bill to incorporate the South Weymouth Savings Bank.

Mr. Tilton of Boston, from the same committee, on an order of February 6, reported a bill in relation to the publication of the names of the officers of savings banks.

Mr. Howland of Lynn, from the committee on the Judiciary, reported a bill concerning the Rockport Steam Cotton Mills, (on its petition.)

Severally read and ordered to a second reading.

*Papers from the Senate.*

*Ordered,* In concurrence, that the Auditor be requested to inform the two branches of the Legislature of the cost to the Commonwealth of the heavy ordnance which was sold by order of the Governor and Council, June 29, 1866, for \$166,210.

Bill for the preservation of certain birds, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on the Fisheries.

The petition of the Lee Farmers' Club for an appropriation of \$50,000 for additional buildings for the Agricultural College, was referred in concurrence to the committee on Agriculture.

A communication from the Attorney-General concerning the number of persons convicted, in prison, &c., for violation of the liquor laws, was referred in concurrence to the committee on that subject.

Reports of the committee on Military Affairs, leave to withdraw, on the several petitions of

William Martin;

Mrs. S. E. Draper;

N. F. Aglar;

Also inexpedient on an order of January 28, relative to monthly drills;

Severally accepted in the Senate, came down and were severally placed in the orders of the day for Monday.

Bill to fix the tenure of the office of the Clerk of the Senate, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Bill to incorporate the Trustees of the Howard Funds in West Bridgewater, passed to be engrossed in the Senate, with an amendment, came down and was considered, and the amendment was concurred in.

The orders of the day were taken up.

And it was ordered that matters not giving rise to debate be first considered.

The several resolves

In relation to the republication of the Report on the Invertebrate Animals of Massachusetts ;

In favor of James Kane ; and the

Bills :

To incorporate the Newton House Company ;

To incorporate Friendship Lodge in Cambridge ;

To incorporate the Arlington and Lexington Street Railway Company ;

Concerning the Turner's Falls Branch Railroad Company ;

To change the name of the town of South Reading ;

Were severally read and ordered to a third reading.

Bills :

Concerning the Boston and Hingham Steamboat Company ;

To authorize the South Boston Savings Bank to hold real estate ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills :

To incorporate the Washburn & Moen Manufacturing Company ;

To incorporate the New England Liquid Fuel Company ;

Were severally read and passed to be engrossed in concurrence.

**License law.** At 2½ o'clock, according to assignment, the House resolved itself into a committee of the Whole for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson taking the chair.

And the Chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly, and ask leave to sit again.

And leave was granted, and on motion of Mr. Dana of Cambridge, the House voted to go into committee again on Monday at 2½ o'clock.

**Orders of the day.**

The House resumed the consideration of the orders of the day.

The report of the committee on Elections, on the petition of Jacob B. Shaw, was, on motion of Mr. Child of Boston, postponed until Monday.

The bill to authorize the town of Hadley to take stock in the Northampton, Hadley and Amherst Street Railway Company, was read and ordered to a third reading.

The resolve in relation to alterations in the state house was read and passed to be engrossed.

Mr. Gates of Lowell moved a reconsideration, and the motion was placed in the orders of the day for Monday, a motion to suspend the rules so as to consider the motion at once, being negatived, two-thirds not voting therefor.

Mr. Cunningham of Charlestown moved a reconsideration of the vote whereby the bill to incorporate the New England Liquid Fuel Company was passed to be engrossed. Placed in the orders of the day for Monday.

New Eng-  
land Liquid  
Fuel Co.

Adjourned.

MONDAY, February 17, 1868.

Met according to adjournment.

Mr. Bradley of Tisbury presented the remonstrances of the selectmen of Chilmark and others, and the selectmen of Edgartown and others, against that of the Martha's Vineyard Camp Meeting Association.

Martha's  
Vineyard  
Camp Meet-  
ing Associa-  
tion.

Severally referred to the committee on Parishes and Religious Societies.

Mr. Bixby of North Bridgewater, the petition of Amasa S. Glover and others of North Bridgewater, for equalization of bounties to soldiers; which was referred to the committee on Military Affairs.

Equalization  
of bounties.

Mr. Newton of Weymouth, the petition of James Humphrey and others of Weymouth, for a law prohibiting the taking of smelts with seines or hand nets; which was referred to the committee on the Fisheries.

Smelts.

Mr. Ruggles of Dorchester, the remonstrance of Nathaniel Crane and others of Dorchester, against being included within the town of Hyde Park; which was referred to the committee on Towns.

Hyde Park.

Mr. Leonard of Somerset, the petition of William T. Potter and others of Somerset, for leave to build a bridge over Labor-in-Vain Creek in Somerset; which was referred to the committee on Roads and Bridges.

Labor-In-  
Vain Creek.

Mr. Dana of Cambridge, the petition of the Savings Institution of the town of Cambridge, for a change of name; which was referred to the committee on Banks and Banking.

Savings In-  
stitution,  
Cambridge.

So. Reading  
Extension  
Railroad.

Mr. Cox of Malden, the petition of Charles Merrill and others of Malden, in aid of the petition of D. P. Ives and others; which was referred to the committee on Railways and Canals.

Charlestown  
and Boston.

Mr. Long of Charlestown, the petition of Walter Everett and 120 others, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Severally sent up for concurrence.

Use of the  
green room.

On motion of Mr. Brown of Marblehead,—

*Ordered*, That the use of the green room be granted for the conclusion of Mr. Crane's address, to-morrow morning, at 10 o'clock.

Use of the  
hall.

On motion of Mr. Potter of Arlington the use of the hall was granted to the Perkins Institution for the Blind, on Thursday, at 10, A. M., and the Sergeant-at-Arms was instructed to admit to the floor of the House none but members of the Legislature, and to reserve the east and west galleries for ladies, until 10, A. M.

Sale of state,  
county, city,  
or town  
property.

On motion of Mr. Jackman of Newburyport,—

*Ordered*, That the committee on the Judiciary consider the expediency of reporting a bill that whenever any property belonging to the Commonwealth, or any of the counties or any of the cities and towns is ordered to be sold, that the same shall be sold at public auction, unless otherwise specially ordered to be sold by act of the Legislature. In the sale of property by the State, the same shall be advertised in one or more newspapers published in each of the counties, and in the sale of property belonging to any county, the same shall be advertised in three or more newspapers printed in said county, and in the sale of any property belonging to any city or town, the sale shall be advertised in one or more newspapers printed in said city or town; but in case there should be no paper printed in said city or town where the property is owned, the sale shall be advertised in the paper printed the nearest to the city or town.

Protection of  
almshouses  
from fire.

On motion of Mr. Gates of Lowell,—

*Ordered*, That a special committee of five be appointed to ascertain if all the almshouses of the Commonwealth are sufficiently protected against loss or damage by fire.

Harbor com-  
missioners.

On motion of Mr. Tompkins of Boston,—

*Ordered*, That 200 copies of the Harbor Commissioners' report be placed in the hands of the committee on Harbors. Sent up for concurrence.

Mr. Williams of Taunton, from the committee on Insurance, on the petition of Charles M. Ellis and others, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. Williams the petition was recommitted to the committee on Insurance, with instructions to hear the parties.

Mercantile  
Aid Associa-  
tion.

Mr. White of Charlestown, from the committee on Mercantile Affairs, on the petition of the South of Europe Steamship Company, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. White was recommitted to the committee on Mercantile Affairs, with instructions to hear the parties.

South of  
Europe  
Steamship  
Co.

Mr. Sanford of Wareham, from the committee on the Fisheries, reported leave to withdraw, for want of legal notice, on the petition of Henry Boyd. The report was considered, and on motion of Mr. Sanford was recommitted to the committee on the Fisheries, with instructions to hear the parties.

Grist-Mill  
Pond in  
Wareham.

*Papers from the Senate.*

The petition of Joshua T. Simpson, to be paid for teaching drummers in camp in 1861, was referred in concurrence to the committee on Military Affairs.

Joshua T.  
Simpson.

The petition of the mayor and others of New Bedford, for an amendment of the act relating to water commissioners in said city, was referred in concurrence to the committee on Mercantile Affairs.

New Bed-  
ford.

The petition of the Massachusetts Agricultural College, for an appropriation of \$50,000, was referred to the committee on Agriculture, in concurrence.

Massachu-  
setts Agri-  
cultural Col-  
lege.

The petition of Charles W. Green and others of South Reading, in aid of the petition of D. P. Ives and others, was referred in concurrence to the committee on Railways and Canals.

So. Reading  
Extension  
Railroad.

*Ordered,* In concurrence, that the committee on Education consider the expediency of increasing the compensation of school committees.

Compensa-  
tion of school  
committees.

*Ordered,* In concurrence, that the committee on Military Affairs consider the expediency of loaning to the Agricultural College such arms and equipments belonging to the Commonwealth, as may be required for the use of the college.

Agricultural  
College.

Bill to enable the New England Historic and Genealogical Society to hold an additional amount of property, intro-

Historic and  
Genealogical  
Society.

duced on leave in the Senate came down, and was read and referred in concurrence to the committee on Education.

**Jabez Keep.** Report, leave to withdraw, on the petition of Jabez Keep and Mary S. Keep;

**Banking associations.** And report of the committee on Banks and Banking, that no legislation is necessary relative to the list of banks that have become banking associations;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

**License law.** Mr. Burbeck of Salem, on leave, introduced a bill to regulate the sale of intoxicating liquors, and for the prevention of the evils of drunkenness; which was read and referred to the committee of the Whole House.

**License law.** Mr. Jackman of Newburyport offered an amendment to the bill to regulate the manufacture and sale of intoxicating liquors; which was ordered to be printed.

**Lexington Hotel Co.** Mr. Nash of Boston, from the committee on Mercantile Affairs, reported that the bill to incorporate the Lexington Hotel Company ought to pass. Ordered to a second reading.

**Police court of Fitchburg.** Mr. Train of Boston, from the committee on the Judiciary, on the petition of D. H. Merriam and others, reported a bill to establish the police court of Fitchburg. Read and ordered to a second reading.

**Juvenile offenders in Worcester County.** Mr. Morton of Boston, from the same committee, on petition of the overseers of the House of Correction of Worcester, reported a bill concerning juvenile offenders in Worcester County. Read and ordered to a second reading.

**Bills passed.** Engrossed bills:  
Relating to incompatibility of certain offices;  
To increase the capital stock of the Mount Hope Iron Company;  
(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

**Orders of the day.** The orders of the day were taken up.

The motion to reconsider the vote by which the resolve in relation to alterations in the state house was passed to be engrossed, was rejected.

Also the motion to reconsider the vote by which the bill to incorporate the New England Liquid Fuel Company was passed to be engrossed.

Report of the committee on Elections, leave to withdraw on petition of Jacob B. Shaw, was accepted, and Mr. Abbott,

the sitting member from the 9th Plymouth district, was thus declared entitled to his seat.

At 2½ o'clock, according to assignment, the House resolved itself into committee of the Whole, for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson in the chair. License law.

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly, and to ask leave to sit again.

And leave was granted, and on motion of Mr. Dana of Cambridge, the House voted to go into committee again at 2½ o'clock, to-morrow.

Adjourned.

TUESDAY, February 18, 1868.

Met according to adjournment.

The Speaker presented the report of the committee appointed under chapter 93 of the resolves of 1867, in relation to the Commonwealth flats near South Boston. Referred to the committee on Harbors and sent up for concurrence. South Boston Flats.

A message was received from the Governor, in reply to an order asking for copies of certain communications to the Executive Department relative to the Hoosac Tunnel. On motion of Mr. Adams of Quincy, the message was ordered to be referred to a select committee of five members of the House. Hoosac Tunnel.

A message was also received from the Governor in reply to an order of inquiry concerning improvements at the state prison. On motion of Mr. Train of Boston, the message was laid upon the table. State prison.

Messrs. Stearns of Milford, Worcester of Clinton, and Bates of Westfield offered amendments to the bill to regulate the manufacture and sale of intoxicating liquors; which were ordered to be printed. License law.

Engrossed bills:

To extend the time for constructing the Boston, Barre and Gardner Railroad;

To incorporate the Trustees of Holyrood School;

To incorporate the New England Liquid Fuel Company;

(Which severally originated in the Senate;)

Bills passed.



To incorporate the Wayland and Sudbury Branch Railroad Company ;

To incorporate the Trustees of the Howard Funds in West Bridgewater ;

Making additional appropriations for certain expenses authorized in the year 1867 and previous years, and for other purposes ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted and signed and sent to the Senate.

Engrossed resolves :

In favor of Increase N. Emerton ;

(Which originated in the House of Representatives ;)

In regard to alterations in the state house ;

(Which originated in the Senate ;)

Were severally passed and signed and sent to the Senate.

Protection of  
the State  
almshouses.

The Speaker appointed Messrs. Gates of Lowell, Arnold of Northampton, Haynes of Springfield, Howard of Randolph, and Flagg of Orange, as the committee under the order adopted yesterday relative to the protection of the state almshouses from fire.

Charlestown  
and Boston.

Mr. White of Charlestown presented the remonstrance of Robert B. Rogers and others of Charlestown, against the annexation of Charlestown to Boston.

Mr. Allen of Newton, the remonstrance of Prescott Reed and others against the same.

Severally referred to the committee on that subject.

Station-  
house in  
Roxbury.

Mr. Hobbs of Roxbury, the petition of Augustus Parker and others of Roxbury, for an amendment of the act of 1867 requiring the Boston and Providence Railroad Company to erect a station-house in Roxbury, so that the corporation may be compelled to conform to the requirements of said act.

Also of Moses Day and others in aid of the same.

So. Reading  
Extension  
Railroad.

Mr. Gould of Melrose, the petitions of Charles Porter and others, Nathaniel Howard and others, George Emerson and others, of Melrose, and the selectmen of that town, severally in aid of the petition of D. P. Ives and others.

Also of Charles H. Isburgh and others in aid of the same.

Mr. Mansfield of South Reading, the petition of John Purinton and others of South Reading, in aid of the same.

Severally referred to the committee on Railways and Canals.

Mr. Wallace of Pepperell, the petition of G. F. Shattuck in behalf of company B, 6th regiment, Massachusetts volunteer militia, to be paid for May inspection. Co. B, 6th Regt.

Mr. Gargan of Boston, the petition of James Walsh and Dennis Gorman to be paid for military services. James Walsh.  
Dennis Gorman.

Severally referred to the committee on Military Affairs.

Mr. McDuffie of Cambridge, the petition of Charles H. Hill of Malden, for the use of the refreshment room at the state house; which was referred to the committee on the State House. Refreshment room.

Mr. Bird of North Chelsea, the petition of D. P. Mathews and others, for the annexation of the town of Winthrop to Boston; which was referred to the committee on Towns. Winthrop to Boston.

Mr. Gould of Brewster, the petition of the school committee of Dennis, for their share of the income of the school fund; which was referred to the committee on Education. School committee of Dennis.

Mr. Robinson of Dorchester, the petition of Kilborn W. Freeman and others, against the passage of an act prohibiting the seining of smelts; which was referred to the committee on the Fisheries. Seining of smelts.

Mr. Whitney of Boston, the petition of J. W. Merriam and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors. Maverick Bridge Co.

Mr. Arnold of Braintree, the remonstrance of Judah A. Loring and others, of Braintree and Weymouth, against any law restraining the seining of smelts; which was referred to the committee on the Fisheries. Seining of smelts.

Severally sent up for concurrence.

Mr. Wallace of Pepperell, on leave, introduced a bill concerning offences against the public health; which was read and referred to the committee on the Judiciary. Public health.

The county estimates for 1868 were received from the Secretary of the Commonwealth and referred to the committee on that subject. County estimates.

Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, to whom was referred the resolve in relation to the support of state lunatic paupers, reported that it ought to pass. The resolve was referred to the committee on Finance. State lunatic paupers.

Mr. Ordway of Boston, from the committee on Education, reported that the bill authorizing school committees to appoint women as visitors to public schools, ought to pass. Ordered to a second reading. Visitors to public schools.

Assistant  
attorney-  
general.

Mr. Train of Boston, from the committee on the Judiciary, to whom was referred the report of the attorney-general, reported a bill in relation to an assistant attorney-general.

Witnesses  
for the Com-  
monwealth.

Also, a bill concerning witnesses for the Commonwealth, in certain cases.

Indictments  
for murder.

Also, a bill in relation to indictments for murder.

Severally read, and the first named was referred to the committee on Finance, and the second and third were ordered to a second reading.

Bayley Hat  
Co.

Mr. Walker of Worcester, from the committee on Manufactures, on the petition of the Bayley Hat Company, recommitted, reported a bill confirming the charter of that company.

Insolvent  
estates.

Mr. Bates of Westfield, from the committee on Probate and Chancery, reported a bill concerning insolvent estates of deceased persons, in a new draft.

Roxbury Gas  
Light Co.

Mr. Blackinton of Attleborough, from the committee on Manufactures, to whom was recommitted the bill to authorize the Roxbury Gas Light Company to increase its capital stock, reported it in a new draft.

Severally read and ordered to a second reading.

Appropriation  
bill.

Mr. Parsons of Brookline, from the committee on Finance, reported that the bill making appropriations from the moiety of the income of the school fund applicable to educational purposes, ought to pass. Ordered to a second reading.

Trial jus-  
tices.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of February 12, relative to amending the laws concerning the appointment, duties and powers of trial justices, reported inexpedient to legislate.

Poor debt-  
ors.

Mr. Dana of Cambridge, from the same committee, reported that it is inexpedient to legislate on the subject of an order of February 4, relative to the application of chapter 124 of the General Statutes, for the relief of poor debtors.

Election of  
school com-  
mittees.

Mr. Allen of Newton, from the committee on Education, on an order of January 29, relative to the election of school committees for one year, reported inexpedient to legislate.

These reports were severally placed in the orders of the day for to-morrow.

Clerk of the  
Senate.

Mr. Morton of Boston, from the committee on the Judiciary, reported that Senate bill to fix the tenure of the office of the Clerk of the Senate, ought to pass. Ordered to a second reading.

Employees of  
railroads.

Mr. Mixter of Hardwick, from the committee on Railways and Canals, reported, asking to be discharged from the

consideration of the order of February 4, relative to the recovery of damages by employés of railroads, and recommending its reference to the committee on the Judiciary. The report was accepted, and so much of the subject as discharges the committee was sent up for concurrence, and the order was referred to the committee on the Judiciary.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the petition of the Manchester and Lawrence Railroad, for authority to extend its road from Methuen to Lawrence, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Manchester  
and Law-  
rence R.R.

*Papers from the Senate.*

The petition of the selectmen of South Reading, in aid of the petition of D. P. Ives and others, was referred in concurrence to the committee on Railways and Canals.

So. Reading  
Extension  
Railroad.

The petition of Henry B. Dunn and others of South Reading, in aid of the petition of D. P. Ives and others, was referred to the same committee.

*Ordered*, In concurrence, that the committee on Education inquire whether any change is necessary in the 288th chapter of the acts of 1867, relative to the employment of children in manufacturing establishments.

Children in  
manufactur-  
ing estab-  
lishments.

Resolutions in favor of the Northern Michigan Railroad, passed in the Senate, came down, and were placed in the orders of the day for to-morrow.

Northern  
Michigan  
R. R.

On motion of Mr. Walker of Springfield, the bill in further addition to an act making appropriations for the maintenance of the government during the present year, was taken from the table and placed in the orders of the day for to-morrow.

Appropriation  
bill.

The orders of the day were taken up.

Orders of the  
day.

Bills:

In relation the publication of the names of officers of savings banks;

To incorporate the South Weymouth Savings Bank;

Concerning the Rockport Steam Cotton Mills;

To incorporate the Lexington Hotel Company;

To establish the police court of Fitchburg;

Concerning juvenile offenders in Worcester County;

Were severally read, and the last named amended, and severally ordered to a third reading.

Reports of the committee on the Judiciary,

That no legislation is necessary on the statements of co-operative associations; also,

On the aggregates of polls and estates ;  
Were severally accepted.

Report of the committee on Printing, in favor of printing 500 extra copies of the report of the Surgeon-General for the use of that officer, was accepted and sent up for concurrence.

Report, inexpedient, on an order relative to assessments on shares of corporations, was accepted.

Reports, leave to withdraw, on the several petitions of  
N. F. Aglar ;  
Sarah E. Draper ;  
William Martin ;

Also inexpedient on an order relative to re-establishing monthly military drills ;

Were severally accepted in concurrence.

Resolves in relation to the republication of the Report on the Invertebrate Animals of Massachusetts, were read and passed to be engrossed and sent up for concurrence.

Resolve in favor of James Kane, was read and passed to be engrossed in concurrence.

Bills :

To incorporate the Newton House Company ;

To incorporate Friendship Lodge in Cambridge ;

To incorporate the Arlington and Lexington Street Railway Company ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills :

Concerning the Turner's Falls Branch Railroad Company ;

To change the name of the town of South Reading ;

Were severally read and passed to be engrossed in concurrence.

Reports :

Of the committee on Banks and Banking, that no legislation is necessary on the report of the Secretary of the Commonwealth relative to banks which have become banking associations ;

Also leave to withdraw on petition of Jabez A. Keep and Mary S. Keep ;

Were severally accepted in concurrence.

License law.

At 2½ o'clock, according to previous assignment, the House resolved itself into committee of the Whole for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson in the chair.

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly and ask leave to sit again.

Leave was granted, and on motion of Mr. Dana of Cambridge the House voted to go into committee again at 2½ o'clock to-morrow.

Adjourned.

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WEDNESDAY, February 19, 1868.

Met according to adjournment.

The following message was received from the Governor:—

EXECUTIVE DEPARTMENT, February 19, 1868.

I return without my approval the bill entitled an act to repeal chapter two hundred and forty-nine of the acts of the year eighteen hundred and sixty-five, entitled an act to establish a State police, and the acts or parts of acts in addition or relating thereto. State police  
—veto.

The people of the Commonwealth, dissatisfied with the prohibitory law, uneasy under its unwonted restraints, believing it not only an infringement of personal rights, but of doubtful expediency as a question of ethics, and equally uncertain as to its moral results, have recently recorded their verdict against it by an expression of their will so emphatic and so mandatory that it must be recognized alike by the legislature and by the executive. But in this earnest utterance of their desire for a change of policy in regard to the traffic in intoxicating drinks, I fail to find satisfactory evidence that they also demand an absolute repeal of those enactments which confer upon the chief magistrate of the Commonwealth the power and the means, commensurate with his constitutional obligations, to execute not merely the objectionable statute I have mentioned, but those other laws devised by a long succession of legislatures to preserve the morals of our community and to protect our tax-paying citizens. Indeed, in the abundant representations which have reached me from all sections of the State, alike from friends and opponents of the prohibitory law, and in my personal knowledge of the efficiency of the State constabulary in maintaining public order and securing the ends of justice, apart from any specialty of legislation, I find strong reason to believe that the people do not desire a discontinuance of this force.

I invite the attention of the representatives of the people, uninfluenced by prepossession or prejudice, under a sense of the solemn obligations we have assumed for the faithful maintenance of the laws, and of our common responsibility to our constituents of the present time and to the generations to come, to a candid consideration of the fast-changing condition of our social life, and to the new duties thus imposed on us as legislators and citizens of a Christian Commonwealth. A prosperous commerce, progress in the arts, and the increase of manufactures have condensed our population in large towns and cities, intensified vicious inclinations, and multiplied the actual number of crimes. This is apparently the price of public prosperity and wealth. Official records display to the public gaze an alarming increase of offences against person and property; of licentiousness and gambling, as well as of insanity and pauperism that are directly traceable to lives of vice. Private reports made to the executive by his subordinate officers reveal a condition of affairs yet more deplorable. Temptations are increased manifold. Restraints are removed or disregarded. It is immaterial whether this comes from a vicious practice of passing laws with a kind of expectation that they are not to be enforced, or from the actual non-enforcement of the laws, or from both causes combined. The evil exists, and the remedy is apparent. Punishment should be speedy and sure, as speedy and sure as possible, consistent with a proper regard of personal rights and personal liberty.

To deal with this advancing demoralization, the municipal police, however honest or well-disposed, seem to a great extent inadequate. They are engrossed in the execution of local ordinances, or perhaps in some instances are withheld from efficient action by the understood or expressed desire of those in authority. Else why do these haunts of vice exist, with their full and admitted knowledge, earning the wages of iniquity in their very presence? Till this question is satisfactorily answered we have a right to conclude, either that public sentiment has become demoralized, or that the local force is insufficient for the execution of the laws. And in either case it is apparent that public decency and order, and public justice require the maintenance of an executive body which shall not be controlled by the public sentiments of any locality; which shall be competent in its spirit, its discipline and its numbers to a reasonable and judicious but just and impartial enforcement of the statutes of the Commonwealth.

The experience of the past two years has convinced me of the superior efficiency of the present system in the administration of our criminal laws. In the detection of crime a conspicuous degree of skill and perseverance has been witnessed, and the record of that department of the constabulary has been marred by no mischievous and disreputable compounding of felony; while in the arrest of desperate offenders a resolute courage has been displayed, which has more than once evoked the respect and admiration of the public. And when we consider the facility of escape afforded to the wrong-doer by our varied means of communication, it is reasonable to suppose that his opportunities for evading justice would be greatly diminished under a central bureau of police whose arm of power would reach at once to every section of the Commonwealth. In view of these facts, I feel that the chief magistrate in his efforts to maintain the supremacy of law, and to abate those pests of society, heretofore comparatively unmolested, which are a snare to the young and inexperienced of our own people and to the stranger sojourning among us, has a right to expect the co-operation of every conscientious legislator and every honorable and law-abiding citizen.

In adverting in my annual message to the expression of the popular will on the question of prohibition, I had the honor to "record my deliberate conviction that the moral and religious sentiment of our community will not tolerate the absence of all legislative provisions regarding the traffic in intoxicating drinks, but demands its restraint, regulation, control, by positive enactment." Events have only confirmed that conviction. Whether the prohibitory law be retained, unaltered or modified, or be replaced by some other form of statute, it will be equally the constitutional duty of the executive to enforce thoroughly and impartially the expressed will of the legislature when it shall have become a law of the Commonwealth. Without such enforcement it cannot command the respect of the people or stand as the settled policy of the State. Under any law of regulation certain rights will be conferred on licensees for a consideration, and the good faith of the State will require it to make good its guaranty. That any one will seriously claim that this faith can be kept, this equality of right maintained, by the action of the local authorities, I cannot for an instant believe. Our own experience is against it. Positive evidence from abroad contradicts it. In the discussion before the committee of the legislature of eighteen hundred and sixty-seven, the great mind of the



leading advocate of more liberal legislation could conceive of no other method of securing equality of right and the public safety than by a power superior to the municipal authorities.

From the State of New York I have official information that the success of the excise law has been due to the placing of the licensing and the enforcing power in a body not directly dependent on local elections, and that without this safeguard the law would have been a failure. And in support of this statement the following facts are adduced. The excise district includes three town in Queens County, where there is no metropolitan police, but only the local constables. In these towns the law is almost wholly a dead letter. The local authorities will *not* enforce it. As a result, but twenty licenses have been taken out there, though there are one hundred and fifty avowed sellers of liquor. On the other hand, in Richmond County, which is included in the excise district, and is, like the towns of Queens County, a country district, one hundred and forty-two licenses have been taken out, and there are *no* unlicensed vendors. The reason is, that Richmond County has a metropolitan police, while Queens County has not. This positive testimony from such undoubted authority confirms my conviction that a due regard to public justice and private rights requires that the enforcement of any law of regulation should be committed to officers compensated from the revenue received from licenses, untrammelled by local influences, and responsible directly to the executive of the Commonwealth.

Because, then, I am convinced that the great body of the people of Massachusetts have indicated no desire for the abolishment of the state constabulary; because, in my judgment, the public interest and safety demand additional means for the sure and speedy detection and punishment of crime; and because, in the event of the passage of any such law of regulation as is obviously expected by the people, the protection of the public, the faith of the State and the rights of individuals should not be imperilled by intrusting its execution to the municipal officers, I am constrained to withhold my approval from this bill.

ALEXANDER H. BULLOCK.

On motion of Mr. Dana of Cambridge, the bill with the accompanying message was laid upon the table, and the message was ordered to be printed.

Mr. Cox of Malden presented the petitions of James W. Foster and others and David Ayres and others of Malden, also of James F. Eaton and others of Malden, severally in aid of the petition of D. P. Ives and others.

So. Reading  
Extension  
Railroad.

Mr. Smith of Lowell, the petitions of A. J. Gould and others of Ballardvale, and George Lee and others of Tewksbury;

Railroad  
from Lowell  
to Ballard-  
vale.

And Mr. McFarlin of Lowell, the petition of John Lovejoy and others of Lowell;

Severally in aid of the petition of E. M. Sargent and others.

Mr. Drew of Plymouth, the petition of Alexander Holmes and others of Kingston, in aid of the petition of John M. Forbes and others.

Vineyard  
Sound Rail-  
road.

Severally referred to the committee on Railways and Canals.

Mr. Robinson of Dorchester presented the petition of Edward Jarvis and others of Dorchester, against the annexation of that town to Boston.

Annexation  
of Dorches-  
ter to Bos-  
ton.

Mr. Daniell of Needham, the petition of James Downing and others, in aid of the petition of A. P. Blake and others.

Hyde Park.

Severally referred to the committee on Towns.

Mr. Child of Boston presented the petition of Nancy Main, for bounty due to her brother; which was referred to the committee on Military Affairs.

Nancy Main.

Mr. King of Boston, the petition of Peter McIntire & Co. and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

Maverick  
Bridge.

Mr. Bates of Westfield, the petition of Maturin Ballou and another, to be paid for labor performed and money paid in the Troy and Greenfield Railroad; which was referred to the committee on the Hoosac Tunnel.

M. Ballou.

Severally sent up for concurrence.

Mr. Morton of Boston presented the petition of John S. Tyler and others, concerning notice to endorsers of bills of exchange, &c.

J. S. Tyler.

Mr. Hewins of West Roxbury, the petition of David Nevins and others, to have the Western Avenue made a free public highway.

Western  
Avenue.

Severally referred to the committee on the Judiciary.

Mr. Hobbs of Roxbury, on leave, introduced a bill providing for record of the change of names of accepted streets and ways; which was read and referred to the committee on the Judiciary.

Change of  
names of  
streets.

On motion of Mr. Walker of Springfield,—

*Ordered*, That the committee on the Judiciary inquire and report respecting the salaries of the justices and clerks

Salaries of  
judges and  
clerks of po-  
lice courts.

of the police courts; whether the same are in proportion to the services rendered, and whether any economy can be exercised by a revision or repeal of the laws fixing said salaries; with power to send for persons and papers.

On motion of Mr. Bates of Westfield,—

County commissioners' adjournments.

*Ordered*, That the same committee inquire whether it is expedient to authorize county commissioners to adjourn their court from one shire town to another, in the same county.

Public health.

Also, to inquire if any further legislation is necessary in addition to chapter 26 of the General Statutes, for the preservation of the public health.

On motion of Mr. Tarbox of Lawrence,—

Police court of Worcester.

*Ordered*, That the same committee consider the expediency of abolishing the police court of Worcester and establishing a municipal court in that city.

On motion of Mr. Howland of Lynn,—

Printing of the journal of the House.

*Ordered*, That the Clerk of the House be authorized to commence the printing of the journal of the House, in order that it may be completed at as early a day as possible, after the close of the session; and that 500 copies of the same be printed.

#### *Papers from the Senate.*

So. Reading Extension Railroad.

The petition of William P. Martin and others, in aid of the petition of D. P. Ives and others, was referred in concurrence to the committee on Railways and Canals.

M. S. Roberts.

The petition of M. S. Roberts and others of Agawam, for an act allowing towns to pay drafted men commutation money, was referred in concurrence to the committee on Military Affairs.

Report of Commissioner to Paris Exposition.

*Ordered*, In concurrence, that the joint committee on Printing consider the expediency of allowing the state commissioner and state agent appointed to represent the interest of the Commonwealth at the Paris exposition to report in print.

Laws of settlement.

*Ordered*, In concurrence, that the committee on the Laws of Settlement consider the expediency of repealing the six months provision of the act of 1865, relating to the settlement and relief of persons who have served in the army and navy.

Bills:

Mass. Powder Works. Suffolk Manufacturing Co.

To change the name of the Massachusetts Powder Works;  
To increase the capital stock of the Suffolk Manufacturing Company;

To increase the capital stock of the proprietors of the Tremont Mills;

Severally introduced on leave in the Senate, came down, and were severally read and referred to the committee on Manufactures, in concurrence.

#### Reports :

Reference to the next general court, on petition of the town of Boxborough;

No legislation necessary, on the report of the inspector of gas and gasmeters;

Leave to withdraw, on petition of J. E. Carpenter and others;

Inexpedient to print the plans for a double bridge between Charlestown and Boston;

Inexpedient to legislate on an order of February 8d, relative to reducing the number of copies of public documents, &c. ;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Mr. Crowell of Dennis, from the committee on Banks and Banking, on petition of the Lynn Five Cents Savings Bank, reported a bill to authorize that bank to hold real estate. Read and ordered to a second reading.

Mr. Sanford of Wareham, from the committee on the Fisheries, to whom was recommitted the petition of Henry Boyd, reported a bill for the protection of trout in Grist-Mill Pond in the town of Wareham. Read and ordered to a second reading.

Mr. Hooker of Cambridge, from the committee on Public Charitable Institutions, on petition of the inspectors of the state almshouse at Tewksbury, reported a resolve authorizing a purchase of land for the same. Read and referred to the committee on Finance.

Mr. Tilton of Boston, from the committee on Banks and Banking, to whom was recommitted the order relative to investing deposits of savings banks in Pacific Railroad bonds, reported inexpedient to legislate.

Mr. Thompson of Boston, from the committee on Military Affairs, on the petition of Torrey Peabody, reported leave to withdraw.

Severally placed in the orders of the day for to-morrow.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolve in favor of Lewis A. Horton ought to pass. Ordered to a second reading.

Newburypt  
and Plum  
Island R.R.

Mr. Blanchard of Boston, from the committee on Horse Railways, on the petition of Joseph H. Smith and others, reported leave to withdraw for want of legal notice. The report was considered, and on motion of Mr. Blanchard the petition was recommitted to the committee, with instructions to hear the parties.

Rainsford  
Island.

Mr. Parsons of Brookline, from the committee on Harbors, on an order of February 5 relative to Rainsford Island, reported, asking leave to be discharged from the further consideration thereof, and recommending that the order be referred to the Attorney-General for his opinion.

The report was considered and accepted, and so much thereof as discharges the committee on Harbors sent up for concurrence.

Orders of the  
day.

The orders of the day were taken up.

Bill to authorize the town of Hadley to take stock in the Northampton, Hadley and Amherst Street Railway Company was read, and on motion of Mr. Child of Boston postponed until to-morrow.

Bill in further addition to an act making appropriations for the maintenance of the government during the present year, was read and passed to be engrossed and sent up for concurrence.

Reports, inexpedient, on the several orders

Relative to restricting the application of chapter 124 of the General Statutes for the relief of poor debtors; and

Relative to the appointment, powers and duties of trial justices;

Were severally accepted.

Bills:

Authorizing school committees to appoint women as visitors to public schools;

To fix the tenure of the office of the clerk of the Senate;

Concerning witnesses for the Commonwealth in criminal cases;

In relation to indictments for murder;

Relating to the estates of deceased persons;

To authorize the Roxbury Gas Light Company to increase its capital stock;

Making appropriations from the moiety of the income of the school fund applicable to educational purposes;

Were severally read and ordered to a third reading.

Bill confirming the charter of the Bayley Hat Company was, on motion of Mr. Plunkett of Pittsfield, referred to the committee on the Judiciary.

Report on petition of the Manchester and Lawrence Railroad was, on motion of Mr. Tarbox of Lawrence, postponed until to-morrow.

Resolutions in favor of the Northern Michigan Railroad, were read and rejected.

**Bills :**

Relating to the publication of the names of officers of savings banks ;

To incorporate the South Weymouth Savings Bank ;

Concerning the Rockport Steam Cotton Mills ;

To incorporate the Lexington Hotel Company ;

Concerning juvenile offenders in Worcester County ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bill to establish the police court of Fitchburg, was referred to the committee on Finance.

At 2½ o'clock the House resolved itself into committee of the Whole, Mr. Thompson in the chair, for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors ; and

Committee  
of the Whole.  
License law.

The chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had requested him to report accordingly, and to ask leave to sit again.

Leave was granted, and on motion of Mr. Dana of Cambridge, the House voted to go into committee again at 2½ o'clock to-morrow.

Bill to incorporate the Albany Street Railway Company, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Albany St.  
Railway Co.

Adjourned.

THURSDAY, February 20, 1868.

Met according to adjournment.

Mr. Rogers of Orleans presented the petition of the selectmen of Orleans, in aid of the petition of the Cape Cod Central Railroad Company for extension to Provincetown.

Cape Cod  
Central R.R.

Also the remonstrance of the same against the petition of D. K. Akin.

Severally referred to the committee on Railways and Canals.

Annexation  
of Dorches-  
ter to Bos-  
ton.

Mr. Nash of Boston, the petitions of Otis Shepard and others, and Daniel Harwood and others;

Mr. Ruggles of Dorchester, the petitions of Charles V. Whitten and others, Abraham Freeman and others, and John G. Nazro and others;

Mr. Robinson of Dorchester, the petitions of Samuel B. Pierce and others, J. C. Lindsley and others, and Joseph Dix and others;

Severally in aid of the petition of M. P. Wilder and others.

No. Andover  
and Boxford.

Mr. Gage of Boxford, the petition of William J. Dale and others of North Andover and Boxford, for a change in the line between said towns.

Severally referred to the committee on Towns.

Charlestown  
and Boston.

Mr. Cushing of Holliston, the petition of Lowell Coolidge and others of Sherborn;

Mr. Wallace of Pepperell, the petition of George W. Sanderson and others of Littleton;

Mr. Mansfield of South Reading, the petition of C. W. Eaton and others of South Reading;

Severally against the annexation of Charlestown to Boston. Severally referred to the committee on that subject.

Severally sent up for concurrence.

On motion of Mr. Williams of Boston,—

Taxing na-  
tional banks.

*Ordered*, That the committee on Banks and Banking inquire into the expediency of so amending the law in relation to taxing the stock of national banks that the banks may be taxed like other corporations.

On motion of Mr. Tilton of Boston,—

Crowding  
horse cars.

*Ordered*, That the committee on Horse Railways inquire what legislation, if any, is necessary to prevent the crowding of horse cars.

Severally sent up for concurrence.

Annual  
meetings of  
railroad cor-  
porations.

Mr. Drew of Plymouth, on leave, introduced a bill relating to the place of holding the annual meetings of railroad corporations.

Read and referred to the committee on Railways and Canals, and sent up for concurrence.

The following order was adopted, on motion of Mr. Train of Boston:—

State police  
—Question  
submitted to  
supreme ju-  
dicial court.

*Whereas*, A bill entitled an act to repeal chapter two hundred and forty-nine of the acts of the year eighteen hundred and sixty-five, entitled an act to establish a state police, and the acts or parts of acts in addition or relating

thereto, was passed through its several stages, and on the tenth day of February was sent by the Senate to the Governor; and

*Whereas*, The Governor had left the state of Massachusetts, so that the said bill could not be laid *personally* before him by the Secretary of State, with whom all bills have been left for the last twenty years for presentation; and

*Whereas*, The constitution of Massachusetts provides under chapter two, section two, "whenever the chair of the Governor shall be vacant, by reason of his death or *absence from the Commonwealth* or otherwise, the Lieutenant-Governor for the time being shall during such vacancy perform all the duties incumbent upon the Governor, and shall have and exercise all the powers and authorities which by this constitution the Governor is vested with, when personally present;" and

*Whereas*, Under chapter one, section two, of the constitution it provides: In order to prevent unnecessary delays, if any bill or resolve shall not be returned by the Governor within five days after it shall have been presented, the same shall have the force of law; and

*Whereas*, The Governor having left the state and continued in such absence until the fourteenth day of February; and

*Whereas*, on the nineteenth day of February he returned to the House of Representatives the said act with his objections, when by the constitution the said act may have become a law on the fifteenth day of February; therefore

*Ordered*, That the Speaker of this House be directed to transmit to the justices of the supreme judicial court a certified copy of the preamble to this order, and request their immediate opinion upon the facts stated therein, whether the bill aforesaid became and is a law of this Commonwealth.

Engrossed bill to incorporate the Washburn and Moen Bill passed  
Manufacturing Company;

(Which originated in the Senate;)

Was passed to be enacted and signed and sent to the Senate.

The Speaker appointed the following special committee on Hoosac Tunnel.  
the message of the governor in regard to communications relative to the Hoosac Tunnel: Messrs. Adams of Quincy, Train of Boston, Dana of Cambridge, Francis of Lowell, and Goddard of Worcester.



Assistant  
attorney-  
general.

Mr. Walker of Springfield, from the committee on Finance, reported that the bill in relation to an assistant attorney-general ought to pass, and that the salary ought to be fixed at \$1,800 a year. The bill was ordered to a second reading.

Report on  
employment  
of children  
in factories.

Mr. Bonney of Hanover, from the committee on Printing, to whom was referred an order relative to printing 1,500 copies of the report of the state constable, Henry K. Oliver, relative to the employment of children in factories, reported in favor of printing the same. Placed in the orders of the day for to-morrow.

State lunatic  
paupers.

Mr. Heywood of Gardner, from the committee on Finance, reported that the resolve in relation to the support of state lunatic paupers ought to pass. Ordered to a second reading.

Union Rail-  
way Co.

Mr. Blanchard of Boston, from the committee on Horse Railways, reported the bill to increase the capital stock of the Union Railway Company, in a new draft. Read and ordered to a second reading.

Bureau of  
employment  
of disabled  
soldiers.

Mr. Walker of Springfield, from the committee on Finance, on an order of February 14th, relative to the bureau of employment for disabled soldiers, reported back a report of the superintendent of said bureau, with a recommendation that it be printed.

Charles Riv-  
er and War-  
ren Bridges.

Also, on the report of the mayor of Charlestown, relative to Charles River and Warren Bridges, reported that it ought to be printed, with accompanying papers.

The reports were considered and accepted, and the documents ordered to be printed accordingly.

### *Papers from the Senate.*

So. Reading  
Extension  
Railroad.

The petitions of T. L. Savage and others of Charlestown, and James S. Kimball and others, severally in aid of the petition of D. P. Ives and others, were referred in concurrence to the committee on Railways and Canals.

Rock station  
on Cape Cod  
Railroad.

The petition of Horatio N. Thomas and others, for a law to cause the Cape Cod Railroad Company to stop its passenger cars at Rock station, in Middleborough, was referred in concurrence to the same committee.

Dog law.

*Ordered,* In concurrence, that the committee on Agriculture consider and report on the expediency of so amending chapter 130 of the acts of 1867, that the owners of dogs may license them at any time prior to the making of a complaint, under section 5 of said act, and that such license shall exempt the owners from the penalty named in said section.

Bill to facilitate commercial transactions, introduced on leave in the Senate, came down, and was read and referred to the committee on Mercantile Affairs, in concurrence. Commercial transactions.

Bill to incorporate the New England Agricultural Society, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Agriculture. New England Agricultural Society.

Bill in addition to an act to authorize the New England Mutual Marine Insurance Company to hold additional real estate, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading. New England Mut. Marine Ins. Co.

On motion of Mr. Potter of Arlington, the bill to repeal chapter 249 of the acts of the year 1865, to establish a state police, etc., with the Governor's message returning the same, with his objections, was taken from the table, and postponed and specially assigned for consideration on Tuesday next at half-past two o'clock, P. M. Veto message—State police.

The orders of the day were taken up. Orders of the day.

Bill to authorize the town of Hadley to take stock in the Northampton, Hadley and Amherst Street Railway Company, was read and passed to be engrossed, and sent up for concurrence.

Report, leave to withdraw, on petition of the Manchester and Lawrence Railroad, was accepted and sent up for concurrence.

Bill for the protection of trout in Grist-Mill Pond, in the town of Wareham, was, on motion of Mr. Sanford of Wareham, recommitted to the committee on the Fisheries.

Bill to authorize the Lynn Five Cents Savings Bank in the city of Lynn to hold real estate; and

Resolve in favor of Lewis A. Horton;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on petition of Torrey Peabody; and

Report, inexpedient, relative to investing deposits in savings banks in Pacific Railroad bonds;

Were severally accepted and sent up for concurrence.

Report, inexpedient, on an order relative to dispensing with the printing of documents, &c., was accepted in concurrence.

Report, inexpedient, relative to printing plans for a double bridge between Charlestown and Boston, was on motion of Mr. White of Charlestown, recommitted to the joint committee on Printing.

## Reports:

Leave to withdraw, on petition of J. E. Carpenter and others;

Reference to the next General Court, on petition of the town of Boxborough;

And no legislation necessary in relation to the report of the inspector of gas and gasmeters;

Were severally accepted in concurrence.

Bill to incorporate the Albany Street Railway Company, was, on motion of Mr. Mixter of Hardwick, postponed until to-morrow.

## Bills:

To fix the tenure of the office of the clerk of the Senate;

Concerning witnesses for the Commonwealth in criminal cases;

In relation to indictments for murder;

Relating to the estates of deceased persons;

To authorize the Roxbury Gas Light Company to increase its capital stock;

Making appropriations from the moiety of the income of the school fund, applicable to educational purposes;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill authorizing school committees to appoint women as visitors to public schools was read and rejected.

Committee of  
the Whole.

License law.

At half-past two o'clock the House resolved itself into committee of the Whole, Mr. Thompson in the chair, for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors;

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had directed him to report accordingly, and to ask leave to sit again;

And leave was granted, and on motion of Mr. Dana of Cambridge, the House voted to go into committee again at 2½ o'clock to-morrow.

Adjourned.

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FRIDAY, February 21, 1868.

Met according to adjournment.

Bills passed.

Engrossed bills:

To change the name of the town of South Reading;

Concerning the Turner's Falls Branch Railroad Company ;  
(Which severally originated in the Senate ;)

To authorize the Milford and Woonsocket Railroad Company to lease its road ;

To incorporate the East Walpole Branch Railroad Company ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of James Kane, (which originated in the Senate,) was passed and signed and sent to the Senate. Resolve passed.

Mr. Crittenden of Otis presented the petition of the Lee and New Haven Railroad Company for a loan of the credit of the state to the amount of \$300,000, to enable them to construct their road to the line of the state of Connecticut, &c. Lee and New Haven R.R.

Mr. Bradley of Tisbury, the petition of Charles Smith and others of Tisbury, in aid of the petition of J. M. Forbes and others. Vineyard Sound R.R.

Severally referred to the committee on Railways and Canals.

Mr. Bradley also presented the petition of Henry Bradley and others of that town, that the act for the protection of sea-fowl in the waters of Edgartown may be extended to Tisbury; which was referred to the committee on the Fisheries. Sea-fowl in Tisbury.

Mr. Field of Northfield, the petition of Hebron Vincent and others, members of Martha's Vineyard Agricultural Society, in aid of the petition of the Massachusetts Agricultural College; which was referred to the committee on Agriculture. Mass. Agricultural College.

Mr. Brown of Marblehead, the petition of Andrew Falvey of that town for state aid; which was referred to the committee on Military Affairs. Andrew Falvey.

Also the petition of the selectmen of Marblehead and others in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors. Maverick Bridge.

Mr. Bird of North Chelsea, the petition of Cyrus Washburn and others, in aid of the petition of N. Gibson and others; which was referred to the same committee.

Mr. Sherburne of Charlestown, the petition of Bickford Pulsifer, Jr. and others against the annexation of Charles- Charlestown and Boston.

town to Boston ; which was referred to the committee on that subject.

On motion of Mr. Ranney of Ashfield,—

Deerfield  
River  
Bridge.

*Ordered*, That the committee on Roads and Bridges inquire and report respecting the time when the franchise of the Proprietors of the Deerfield River Bridge will expire, and what legislation is necessary to provide for the interests of the Commonwealth in relation to said bridge when it shall cease to be under the control of said corporation.

Severally sent up for concurrence.

On motion of Mr. Adams of Newburyport,—

Detection of  
offenders.

*Ordered*, That the committee on the Judiciary consider the expediency of amending the 7th section of the 170th chapter of the General Statutes. Also

Use of green  
room.

*Ordered*, That the use of the green room be granted to Theodore Lyman, chairman of the board of commissioners on the Fisheries, on Monday evening, March 2d.

On motion of Mr. Dana of Cambridge,—

Committee of  
the Whole.

*Ordered*, That the committee of the Whole House, to which was referred the bill to regulate the manufacture and sale of intoxicating liquors, be authorized at its discretion to limit the time to be allowed to each person addressing the committee.

On motion of Mr. Wallace of Pepperell,—

State aid to  
children over  
fourteen  
years.

*Ordered*, That the committee on Military Affairs consider the expediency of so amending chapter 172 of the acts and resolves of 1866, that state aid can be paid on account of children over fourteen years of age, provided they are dependent on their parents or friends for support.

Sent up for concurrence.

Proprietors  
of Hollis St.  
meeting-  
house.

Mr. Nash of Boston, on leave, introduced a bill in addition to an act declaring and confirming the incorporation of the proprietors of the meeting-house in Hollis Street in the town of Boston. Read and referred to the committee on Parishes and Religious Societies.

Heating,  
&c., of rail-  
way cars.

Mr. Lathrop of Huntington, on leave, introduced a bill regulating the method of heating and lighting passenger railway cars ; which was read and referred to the committee on Railways and Canals.

County road  
in Gloucester.

Mr. Cook of Gloucester, on leave, introduced a resolve authorizing the town of Gloucester to raise money to improve a county way in said town ; which was read and referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

Mr. Towne of Fitchburg, from the committee on Horse Railways, reported the bill to incorporate the Springfield Street Railway Company in a new draft. Read and ordered to a second reading. Springfield St. Railway Co.

Mr. Morton of Boston, from the committee on the Judiciary, on an order of February 14, relative to the suppression of obscene prints, reported inexpedient to legislate. Placed in the orders of the day for Monday. Obscene prints.

Mr. Lathrop of Huntington, from the same committee, on an order of February 4, relative to the recovery of damages by employes of railroads, reported inexpedient to legislate. Placed in the orders of the day for Monday. Employes on railroads.

*Papers from the Senate.*

The petition of Susan Hector of the Hassanamisco tribe of Indians for state aid, was referred to the committee on Claims, in concurrence. Susan Hector.

The petition of Caleb Pratt and others of Chelsea, for the annexation of Chelsea to Boston, was referred in concurrence to the committee on Towns. Chelsea and Boston.

*Ordered*, In concurrence, that the committee on Education consider the expediency of changing section 2 of chapter 38 of the General Statutes, so that females may be employed as teachers in high schools. Female teachers in high schools

Bill to unite the Massachusetts Sabbath School Society and the Congregational Board of Publication, passed to be engrossed in the Senate, came down and was read and ordered to a second reading. Mass. Sabbath School and Congregational Board of Publication.

Bill concerning the fees of witnesses for attendance in the probate courts, passed to be engrossed in the Senate, came down and was read and referred to the committee on Probate and Chancery. Witnesses in probate courts.

Bill to incorporate the Prospect Hotel Company, passed to be engrossed in the Senate, in concurrence, with certain amendments, came down and was considered, and the amendments were concurred in. Prospect Hotel Co.

Reports, leave to withdraw, on the several petitions of Joshua T. Simpson; and Ephraim Hosmer;

Also inexpedient on an order of January 28 relative to prohibiting members of school committees to engage as teachers; J. T. Simpson.  
Ephraim Hosmer.  
School committees as teachers.

Also that no legislation is necessary on the report of the cattle commissioners; Cattle commissioners.

Severally accepted in the Senate, came down and were severally placed in the orders of the day for Monday.

town to Boston ; which was referred to the committee on that subject.

On motion of Mr. Ranney of Ashfield,—

Deerfield  
River  
Bridge.

*Ordered*, That the committee on Roads and Bridges inquire and report respecting the time when the franchise of the Proprietors of the Deerfield River Bridge will expire, and what legislation is necessary to provide for the interests of the Commonwealth in relation to said bridge when it shall cease to be under the control of said corporation.

Severally sent up for concurrence.

On motion of Mr. Adams of Newburyport,—

Detection of  
offenders.

*Ordered*, That the committee on the Judiciary consider the expediency of amending the 7th section of the 170th chapter of the General Statutes. Also

Use of green  
room.

*Ordered*, That the use of the green room be granted to Theodore Lyman, chairman of the board of commissioners on the Fisheries, on Monday evening, March 2d.

On motion of Mr. Dana of Cambridge,—

Committee of  
the Whole.

*Ordered*, That the committee of the Whole House, to which was referred the bill to regulate the manufacture and sale of intoxicating liquors, be authorized at its discretion to limit the time to be allowed to each person addressing the committee.

On motion of Mr. Wallace of Pepperell,—

State aid to  
children over  
fourteen  
years.

*Ordered*, That the committee on Military Affairs consider the expediency of so amending chapter 172 of the acts and resolves of 1866, that state aid can be paid on account of children over fourteen years of age, provided they are dependent on their parents or friends for support.

Sent up for concurrence.

Proprietors  
of Hollis St.  
meeting-  
house.

Mr. Nash of Boston, on leave, introduced a bill in addition to an act declaring and confirming the incorporation of the proprietors of the meeting-house in Hollis Street in the town of Boston. Read and referred to the committee on Parishes and Religious Societies.

Heating,  
&c., of rail-  
way cars.

Mr. Lathrop of Huntington, on leave, introduced a bill regulating the method of heating and lighting passenger railway cars ; which was read and referred to the committee on Railways and Canals.

County road  
in Gloucester.

Mr. Cook of Gloucester, on leave, introduced a resolve authorizing the town of Gloucester to raise money to improve a county way in said town ; which was read and referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

Mr. Towne of Fitchburg, from the committee on Horse Railways, reported the bill to incorporate the Springfield Street Railway Company in a new draft. Read and ordered to a second reading.

Springfield  
St. Railway  
Co.

Mr. Morton of Boston, from the committee on the Judiciary, on an order of February 14, relative to the suppression of obscene prints, reported inexpedient to legislate. Placed in the orders of the day for Monday.

Obscene  
prints.

Mr. Lathrop of Huntington, from the same committee, on an order of February 4, relative to the recovery of damages by employes of railroads, reported inexpedient to legislate. Placed in the orders of the day for Monday.

Employes on  
railroads.

*Papers from the Senate.*

The petition of Susan Hector of the Hassanamisco tribe of Indians for state aid, was referred to the committee on Claims, in concurrence.

Susan Hector.

The petition of Caleb Pratt and others of Chelsea, for the annexation of Chelsea to Boston, was referred in concurrence to the committee on Towns.

Chelsea and  
Boston.

*Ordered,* In concurrence, that the committee on Education consider the expediency of changing section 2 of chapter 38 of the General Statutes, so that females may be employed as teachers in high schools.

Female  
teachers in  
high schools

Bill to unite the Massachusetts Sabbath School Society and the Congregational Board of Publication, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

Mass. Sabbath School  
and Congregational  
Board of  
Publication.

Bill concerning the fees of witnesses for attendance in the probate courts, passed to be engrossed in the Senate, came down and was read and referred to the committee on Probate and Chancery.

Witnesses in  
probate  
courts.

Bill to incorporate the Prospect Hotel Company, passed to be engrossed in the Senate, in concurrence, with certain amendments, came down and was considered, and the amendments were concurred in.

Prospect Hotel  
Co.

Reports, leave to withdraw, on the several petitions of Joshua T. Simpson; and Ephraim Hosmer;

J. T. Simpson.  
Ephraim  
Hosmer.  
School committees as  
teachers.

Also inexpedient on an order of January 28 relative to prohibiting members of school committees to engage as teachers;

Also that no legislation is necessary on the report of the cattle commissioners;

Cattle commissioners.

Severally accepted in the Senate, came down and were severally placed in the orders of the day for Monday.



Orders of the  
day.

The orders of the day were taken up.

Bill to incorporate the Albany Street Railway Company was read, and pending certain amendments offered by Mr. Mixter of Hardwick and Mr. Parsons of Brookline, was on motion of Mr. Child of Boston recommitted to the committee on Horse Railways.

Resolve in relation to the support of State lunatic paupers ; and

Bill to authorize the New England Mutual Marine Insurance Company to hold additional real estate ;

Were severally read and ordered to a third reading.

Bill in relation to an assistant attorney-general was read and amended by fixing the salary at \$1,800 a year and ordered to a third reading.

Report in favor of printing 1,500 copies of the report of deputy constable Henry K. Oliver, was accepted and sent up for concurrence.

Bill to increase the capital stock of the Union Railway Company was, on motion of Mr. Dana of Cambridge postponed until Monday.

Resolve in favor of Lewis A. Horton ; and

Bill to authorize the Lynn Five Cents Savings Bank in the city of Lynn to hold real estate ;

Were severally read and passed to be engrossed and sent up for concurrence.

Committee  
of the Whole.  
License law.

At 2½ o'clock, according to previous assignment, the House resolved itself into committee of the Whole, Mr. Thompson in the chair, for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors.

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had directed him to report accordingly and to ask leave to sit again.

Leave was granted, and on motion of Mr. Dana of Cambridge the House voted to go into committee again on Monday, at 2½ o'clock, P. M.

Adjourned.

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MONDAY, February 24, 1868.

Met according to adjournment.

Vineyard  
Sound Rail-  
road.

Mr. Drew of Plymouth presented the petition of the selectmen of Plymouth, in aid of the petition of J. M.

Forbes and others ; which was referred to the committee on Railways and Canals, and sent up for concurrence.

On motion of Mr. Jackman of Newburyport,—

*Ordered*, That the committee on Towns consider the expediency of so amending section 81, chapter 18, of the General Statutes, that the selectmen, overseers of the poor and assessors of towns may be chosen for the term of three years, as school committees are now chosen.

Election of selectmen, &c., for three years.

Sent up for concurrence.

Mr. Kittredge of Hinsdale, from the committee on Banks and Banking, on the petition of Milton Bonney and others, reported a bill to incorporate the Lawrence Savings Bank. Read and ordered to a second reading.

Lawrence Savings Bank.

A communication was received from the treasurer of the Boston and Albany Railroad Corporation, in reply to an order of inquiry adopted by the House. Laid on the table, and ordered to be printed.

Boston and Albany R.R. Corporation.

#### *Papers from the Senate.*

Report, leave to withdraw, on petition of Charles P. Preston and others, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Obstructions in Ipswich River.

The petition of the selectmen of Hancock, that the town may receive its share of the income of the school fund, was referred, in concurrence, to the committee on Education.

Town of Hancock.

The petition of Turner & Kidney, to be paid for paving on streets adjoining the state prison, was referred to the committee on Claims, in concurrence.

Turner & Kidney.

The petition of William Gunn of Springfield, to be paid for rent of land used for a camp, was referred, in concurrence, to the committee on Military Affairs.

Wm. Gunn.

*Ordered*, In concurrence, that the committee on Military Affairs consider the expediency of providing suitable and appropriate medals, at the expense of the state, to be presented to each Massachusetts soldier or sailor who was honorably discharged from the service, or to the relatives of such as died in the service ; said medals to be awarded as a token of the gratitude of the state, for the eminent services of her volunteers in the recent rebellion.

Medals for soldiers and sailors.

Engrossed bills :

Bills passed.

To incorporate the Prospect Hotel Company ;  
(Which originated in the House of Representatives ;)  
To fix the tenure of the office of the clerk of the Senate ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

Bill to increase the capital stock of the Union Railway Company was, on motion of Mr. Dana of Cambridge, postponed until to-morrow.

Bill to incorporate the Springfield Street Railway Company was, on motion of Mr. Walker of Springfield, laid on the table.

Report, inexpedient, on an order relative to the suppression of obscene prints, was accepted.

Report, inexpedient, on an order relative to the recovery of damages by employés of railroads, was accepted.

Bill to unite the Massachusetts Sabbath School Society and the Congregational Board of Publication, was read and ordered to a third reading.

Reports, leave to withdraw, on petitions of

Ephraim Hosmer ; and

Joshua T. Simpson ;

Also no legislation necessary relative to the report of the cattle commissioners ;

Also inexpedient on an order relative to prohibiting members of school committees from teaching while they hold the office of school committee ;

Were severally accepted in concurrence.

Resolve in relation to the support of state lunatic paupers ;

And bill to establish the office of assistant adjutant-general ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to authorize the New England Mutual Marine Insurance Company to hold additional real estate, was read and passed to be engrossed in concurrence.

Committee of the Whole.

License law.

At 2½ o'clock, according to previous assignment, the House resolved itself into committee of the Whole, for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson in the chair.

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly, and to ask leave to sit again.

Leave was granted, and on motion of Mr. Dana the House voted to go into committee again to-morrow at 2½ o'clock.

Mr. White of Charlestown moved that when the House adjourn to-morrow, it adjourn to meet on Thursday.

The vote on this motion disclosed the want of a quorum. And on motion of Mr. Potter of Arlington, the House Adjourned.

TUESDAY, February 25, 1868.

Met according to adjournment.

Mr. Field of Northfield presented the petitions of the officers and trustees of the Franklin Agricultural Society, and of George Dwight and others, members of the Hampden Agricultural Society, in aid of the petition of the Massachusetts Agricultural College.

Mass. Agricultural College.

Severally referred to the committee on Agriculture.

Mr. Willson of Boston, the petition of W. G. Mosely and others, in aid of the petition of N. Gibson and others.

Maverick Bridge.

Mr. Tompkins of Boston, the petition of E. S. Bixby and others, in aid of the petition of N. Gibson and others.

Severally referred to the committee on Harbors.

Mr. Cook of Gloucester, the petition of Lieut. Gilman Saunders, of Company K, 12th Regiment, for back pay.

Gilman Saunders.

Mr. Crowell of Dennis, the petition of Ephraim Higgins and others of Brewster, for an act authorizing towns and cities to re-imburse money paid by drafted persons.

Re-imbursement of money paid by drafted men.

Severally referred to the committee on Military Affairs.

Mr. Bradley of Tisbury, the petition of the selectmen of Edgartown to be re-imbursed for medical attendance, etc., furnished to Bethia Johnson, a native of Gay Head; which was referred to the committee on Claims.

Selectmen of Edgartown.

Mr. Bean of Marlborough, the remonstrance of Mark Fay and others of Marlborough, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Charlestown and Boston.

Mr. Adams of Quincy, the petition of E. R. Mudge and others, to be incorporated as the Trustees of the Chapel of the Good Shepherd; which was referred to the committee on Parishes and Religious Societies.

Chapel of the Good Shepherd.

Mr. Livermore of Cambridge, the petition of John J. Fatal and others, to be incorporated as the Cambridge Land and Building Association; which was referred to the committee on Mercantile Affairs.

Cambridge Land and Building Association.

Severally sent up for concurrence.

On motion of Mr. Rich of Boston,—

Tax on national banks.

*Ordered*, That the committee on the Judiciary investigate and inquire if any legislation is necessary that the acts of this Commonwealth may conform to the laws of congress in relation to the tax on national banks.

On motion of Mr. White of Charlestown,—

Charles River and Warren Bridges.

*Ordered*, That the committee on Printing consider the expediency of printing 500 extra copies of the report of the committee on Charles River and Warren Bridges.

Eastern Avenue.

Mr. Train of Boston, on leave, introduced a bill to extend the time for constructing the Eastern Avenue, in Boston Harbor; which was read and referred to the committee on Harbors, and sent up for concurrence.

Refreshment room.

Mr. Haynes of Springfield, from the committee on the State House, on the petition of C. H. Hill, for the use of the refreshment room in the state house, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Selectmen of Chatham.

Mr. Adams of Newburyport, from the committee on the Fisheries, on petition of the selectmen of Chatham, reported leave to withdraw, for want of legal notice.

The report was considered, and on motion of Mr. Adams was recommitted to the committee, with instructions to hear the parties.

Executions in civil cases.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, reported that the bill in relation to executions in civil cases ought not to pass. Placed in the orders of the day for to-morrow.

Bayley Hat Co.

Mr. Adams of Quincy, from the same committee, reported that the bill confirming the charter of the Bayley Hat Company, ought to pass. Placed in the orders of the day for to-morrow.

Malden and S. Malden.

Mr. Perkins of Bridgewater, from the committee on Towns, on the petition of Hawes Atwood and others, reported that the same should be referred to the next General Court. Placed in the orders of the day for to-morrow.

Rights of railroad corporations to take land.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on an order of January 22, reported a bill to repeal the 293d chapter of the acts of 1864, concerning the rights of railroad corporations to take land. Read and ordered to a second reading.

Albany St. Railway Co.

Mr. Towne of Fitchburg, from the committee on Horse Railways, to whom was recommitted the bill to incorporate the Albany Street Railway Company, reported that it ought to pass with certain amendments. Placed in the orders of the day for to-morrow.

Mr. Daniell of Needham, from the committee on Towns, on petition of William J. Dale and others, reported leave to withdraw, for want of legal notice. Placed in the orders of the day for to-morrow. No. Andover and Boxford.

Mr. Train of Boston, from the committee on the Judiciary, reported that the bill providing for record of the change of names of accepted streets and ways ought not to pass. Placed in the orders of the day for to-morrow. Change of names of streets.

Mr. Hooker of Cambridge, from the committee on Public Charitable Institutions, to whom was referred the report of the Board of State Charities, reported a resolve in aid of the Perkins Institution and Massachusetts Asylum for the Blind, for the moving and repairing of its buildings. Perkins Institution.

Also a resolve in aid of the same institution, to meet its current expenses.

Severally read and referred to the committee on Finance.

Mr. Williams of Taunton, from the committee on Insurance, on an order of February 6, relating to the taxation of Live Stock Insurance Companies, reported inexpedient to legislate. Placed in the orders of the day for to-morrow. Taxation of Live Stock Insurance Companies.

Mr. Walker of Springfield, from the committee on Finance, on an order of February 4, reported a resolve in aid of the Disabled Soldiers' Employment Bureau. Read and ordered to a second reading. Disabled soldiers' employment bureau.

Also on so much of the Governor's message as relates to the finances, a bill to provide for the funding of the unfunded debt created by the construction of the Troy and Greenfield Railroad and Hoosac Tunnel. Read and ordered to a second reading. Troy and Greenfield Railroad.

Mr. Nash of Boston, from the committee on Mercantile Affairs, on petition of the Cambridge Gas Light Company, reported a bill authorizing that company to increase its capital stock. Read and ordered to a second reading. Cambridge Gas Light Co.

Mr. Gould of Melrose, from the same committee, reported that the bill to incorporate the Oak Bluffs Land and Wharf Company, ought to pass. Ordered to a second reading. Oak Bluffs Land and Wharf Co.

Mr. Adams of Quincy, from the committee on the Judiciary, on petition of the town of Dorchester, reported a bill relating to a public cemetery in that town. Read and ordered to a second reading. Cemetery in Dorchester.

Mr. Howland of Lynn, from the same committee, on an order of February 21, reported a bill in addition to an act in relation to the detection and apprehension of offenders. Read and ordered to a second reading. Detection, &c., of offenders.

Mr. Lathrop of Huntington, from the same committee, on an order of February 19, reported a bill authorizing County commissioners' courts.

county commissioners to adjourn their courts from one shire town to another. Read and ordered to a second reading.

*Papers from the Senate.*

**E. T. Cowell and others.** The petition of Edwin T. Cowell and others of the 12th Regiment, to be paid for military services, was referred, in concurrence, to the committee on Military Affairs.

**Peabody Academy of Science.** The petition of James R. Nichols and others to be incorporated as the Trustees of the Peabody Academy of Science, was referred, in concurrence, to the committee on Education.

**Boston Corn Exchange.** Bill to incorporate the Boston Corn Exchange, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on Mercantile Affairs.

**Boston Yacht Club.** Bill to incorporate the Boston Yacht Club, introduced on leave in the Senate, came down and was read and referred to the same committee, with instructions to hear the parties.

**Overseers of houses of correction.** *Ordered,* In concurrence, that the committee on Prisons consider the expediency of repealing the 9th section of the 178th chapter of the General Statutes requiring the county commissioners to appoint overseers of houses of correction, and of transferring the authority now vested by law in the overseers to the said commissioners.

**Preservation of certain birds.** Bill concerning the preservation of certain birds, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

**Delegates to Board of Agriculture.** Report, leave to withdraw, on petition of George A. King, a committee of the Board of Agriculture, accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

**Report of Commissioner to Paris Exposition.** Report of the committee on Printing on an order of February 19, to wit, that the commissioner and agent to the Paris Exposition be allowed to report in print, and that a thousand extra copies of each report be printed, accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

**Adjournment.** Mr. White of Charlestown moved that when the House adjourns it adjourn to meet on Thursday.

On this question, on motion of Mr. Plunkett of Pittsfield, the yeas and nays were ordered.

And the roll being called, the motion was agreed to by a vote of one hundred and twenty-four yeas to eighty-five nays.

The yeas and nays were as follows :

## YEAS.

Messrs. Rufus Adams,  
 George E. Allen,  
 Samuel Appleton,  
 E. Watson Arnold,  
 John H. Bangs,  
 P. A. Beaman,  
 Hugh R. Bean,  
 Charles Bird, Jr.,  
 Willard Blackinton,  
 Morton V. Bonney,  
 George E. Bridges,  
 Oliver H. P. Brown,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Philo Chapin,  
 Heman B. Chase,  
 Patrick A. Collins,  
 Joseph W. Cornell,  
 George P. Cox,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 George K. Daniell,  
 Jeremy B. Dennett,  
 Moses Farnum,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Ezra H. Flagg,  
 James T. Ford,  
 Charles A. Fox,  
 James A. Fox,  
 James B. Francis,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Samuel T. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 Abraham G. Hart,  
 James A. Hervey,  
 George W. Heywood,  
 Alvah Holway,  
 Solomon H. Howe,  
 William Howland,  
 Edward A. Hulburt,  
 J. R. Huntington,  
 William D. Jones,  
 Lewis S. Judd,  
 William W. Kellogg,

Messrs. Dexter S. King,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Roger H. Leavitt,  
 John Lee,  
 John Livermore,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 James F. Mansfield,  
 Murdock Matheson,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Henry Newton,  
 John P. Ordway,  
 Weaver Osborn,  
 Dan Packard,  
 Simeon Perkins,  
 George Phipps,  
 Henry E. Pond,  
 George W. Potter,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Ensign B. Rogers,  
 Joseph Ross,  
 Otis T. Ruggles,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 Lemuel B. Simmons,  
 John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Henry Souther,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 James G. Tewksbury,



Messrs. Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Jacob P. Towne,  
 Mason Van Dusen,  
 William H. Waitt,  
 Horace Ward,  
 Eben N. Wardwell,  
 Thomas S. Waters,  
 Lory S. Watson,

Messrs. Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 Daniel H. Whitney,  
 Benjamin J. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James S. Woodworth,  
 Charles W. Worcester,  
 William H. P. Wright.

## NAYS.

Messrs. Levi A. Abbott,  
 John Quincy Adams,  
 Henry Bassett,  
 Irving Bates,  
 C. C. Bixby,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 Albert Blood,  
 Charles Bradley,  
 Ralph S. Brown,  
 John R. Bullard,  
 William H. Burbeck,  
 Hodgdon F. Buzzell,  
 James Capen,  
 Charles W. Chase,  
 Linus M. Child,  
 Benjamin F. Cook,  
 Henry H. Cook,  
 Lament B. Corbin,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Seth Crowell,  
 Thomas Cunningham,  
 Richard H. Dana, Jr.,  
 Leander S. Daniels,  
 Curtis Davis,  
 Charles H. Drew,  
 Silas Dunton,  
 Charles H. Fiske,  
 John D. Flagg,  
 Andrew J. Freeman,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,

Messrs. Tilly Haynes,  
 George M. Hobbs,  
 Daniel Howard,  
 John A. Hughes,  
 George W. Jackman, Jr.,  
 Joseph Leavitt,  
 James L. Locke,  
 John Manson,  
 Isaac H. Meserve,  
 William Mixter,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 Thomas Parsons,  
 George H. Peirson,  
 John Perley,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Moses Pool,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 William H. Reynard,  
 Otis Rich,  
 John H. Robinson,  
 Edward H. R. Ruggles,  
 George Sanford,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 Iram Smith,  
 John K. Tarbox,  
 Newell A. Thompson,

Messrs. S. K. Towle,  
Charles R. Train,  
Eden Wadsworth,  
Levi Wallace,  
A. G. Walker,  
George Walker,  
Royal S. Warren,  
Windsor N. White,

Messrs. William Whiting,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
George W. Woodwell.

YEAS, 124; NAYS, 85.

ABSENT OR NOT VOTING.

Messrs. William F. Arnold,  
William Barker, Jr.,  
William G. Bates,  
William B. Brown,  
Ezra P. Brownell,  
Thomas H. Carruth,  
Henry M. Clarke,  
Thaddeus K. DeWolf,  
Dudley Foster,  
Frederick W. Field,  
Thomas J. Gargan,  
Josiah Gates,  
David D. Hart,  
Joseph H. Hathaway,  
Charles A. Hewins,  
Charles Heywood,

Messrs. Noble H. Hill,  
Anson P. Hooker,  
Harvey Jewell, (Speaker),  
Job M. Leonard,  
John McDuffie,  
William McFarlin,  
Henry S. Porter,  
Caleb Rand,  
Eleazer Richmond,  
John Runey,  
John Severson,  
Henry Shortle,  
Francis W. Warren,  
James B. Wood,  
P. Ambrose Young.

The subject specially assigned for 2½ o'clock, viz., the State police. consideration of the bill to repeal chapter 249 of the acts of the year 1865, entitled an act to establish a state police, &c., was called up, and on motion of Mr. Train of Boston, the bill was postponed and specially assigned for Thursday, at 2½ o'clock.

The orders of the day were taken up.

Orders of the day.

Bill to increase the capital stock of the Union Railway Company was read.

Mr. Dana of Cambridge moved to amend the first section by adding the following proviso:

"Provided that the proceeds of the sale of the stock authorized by this act shall be expended solely in the payment of the existing debt of the corporation."

The motion to amend was not agreed to.

The bill was then ordered to a third reading.

Bill to incorporate the Lawrence Savings Bank, was read and ordered to a third reading.

Report, leave to withdraw, on petition of Charles P. Preston and others, was accepted in concurrence.

Bill to unite the Massachusetts Sabbath School Society and the Congregational Board of Publication, was read and passed to be engrossed in concurrence.

License law.

At 2½ o'clock, the House resolved itself into committee of the Whole for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson in the chair.

And the chairman afterwards reported that the committee had made some progress in the consideration of the bill, and had instructed him to report accordingly, and to ask leave to sit again.

Leave was granted, and on motion of Mr. Dana the House voted to go into committee again on Thursday, at 2½ o'clock.

Adjourned.

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THURSDAY, February 27, 1868.

Met according to adjournment.

The Speaker presented the following communication addressed to him:—

State police  
—Opinion of  
supreme ju-  
dicial court.

The undersigned, justices of the supreme judicial court, have taken into consideration the inquiry submitted to them by an order of the House of Representatives, passed on the 20th instant, and by your letter of the 21st instant, and beg leave to submit the following reply thereto.

The constitution provides in part 2, chapter 1, section 1, article 2, that no bill shall become a law, and have force as such, until it shall have been laid before the Governor for his revisal, and if he, upon such revision, approve thereof, he shall signify his approbation by signing the same. But if he have any objection to the passing of such bill, he shall return the same, together with his objections thereto in writing.

And in order to prevent unnecessary delays, if any bill shall not be returned by the Governor within five days after it shall have been presented, the same shall have the force of law.

As the duty of revisal by the Governor is a personal duty, with which he alone is intrusted when his chair is not vacant, it is necessary that the bill should be laid before him personally. A bill is not laid before him or presented to him, within the meaning and intent of these provisions, by being sent from the Senate to the Secretary of the Com-

monwealth. The constitution makes the Secretary an independent officer, and prescribes his duties ; and his possession of a bill sent by the Senate to be presented to the Governor is not the possession of the Governor.

A bill must be laid before the Governor, or the person who, for the time being, is clothed with the powers of Governor under the constitution, for his revision. The individual whose duty it is to sign the bill is entitled to have it before him, that he may have the opportunity to sign it or return it with his objections thereto to the branch of the Legislature in which it originated. This bill does not appear to have been so presented to any one, except by the statement that it was returned unsigned on the 19th, with the Governor's objections.

Upon the facts stated in the preamble, the bill referred to did not become, and is not a law of this Commonwealth.

(Signed,) REUBEN A. CHAPMAN.  
EBENEZER R. HOAR.  
HORACE GRAY, Jr.  
DWIGHT FOSTER.  
JOHN WELLS.  
JAMES D. COLT.

Boston, February 28, 1868.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the message of His Excellency, returning to this House the bill to repeal chapter 249 of the acts of the year 1865, entitled an act to establish a State police, and the acts and parts of acts in addition or relating thereto, and the opinion of the justices of the supreme judicial court, be referred to a joint committee consisting of the committees on the Judiciary of the two Houses, with instructions to inquire into the facts respecting the presentation of the above-named bill to the Governor or to the Lieutenant-Governor acting as Governor, and as to the practice in like cases ; and to report the same, together with any legislation they may think expedient upon this subject.

Sent up for concurrence.

Mr. Thompson of Boston presented the petition of the Boston and Providence Railroad Company, for the repeal of chapter 386 of the acts of 1867, requiring them to erect a station-house in Roxbury.

Station in  
Roxbury on  
Boston and  
Prov. R. R.

Mr. Bullard of Dedham, the petitions of Waldo Colburn and others of Dedham, and Timothy Baker and others of Dedham, in aid of the same.

Mr. Seaver of Roxbury, the petition of F. S. Bullard and others of West Roxbury, also in aid of the same.

West Ames-  
bury Branch  
R. R.

Mr. Huntington of Amesbury, the petition of Francis Sargent and others, for a railroad in West Amesbury.

Severally referred to the committee on Railways and Canals.

Charlestown  
and Boston.

Mr. Pierce of Townsend, the remonstrance of M. T. Gardner and others of Shirley, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Mass. Agri-  
cultural Col-  
lege.

Mr. Field of Northfield, the petition of D. L. Harris and others, members of the Hampden Agricultural Society, in aid of the petition of the Massachusetts Agricultural College.

Springfield  
Home for  
Friendless  
Women and  
Children.

Mr. Walker of Springfield, the petition of the Springfield Home for Friendless Women and Children, for an appropriation; which was referred to the committee on Public Charitable Institutions.

Brookline  
and Back  
Bay Street  
R. R. Co.

Mr. Parsons of Brookline, the petition of the Brookline and Back Bay Street Railroad Company, for extension of time; which was referred to the committee on Horse Railways.

Worcester  
Academy.

Mr. Williams of Worcester, the remonstrance of Jonathan Day and others of Worcester, against the petition for the transfer of the funds of the Worcester Academy; which was referred to the committee on Parishes and Religious Societies.

Selectmen of  
Woburn.

Mr. Hart of Woburn, the petition of the selectmen of Woburn to be allowed rent of armory; which was referred to the committee on Military Affairs.

Severally sent up for concurrence.

Salem police  
court.

Mr. Burbeck of Salem, the petition of the clerk of the police court of Salem for increase of salary.

Law term of  
supreme ju-  
dicial court  
in Salem.

Mr. Howland of Lynn, the petition of Asahel Huntington and others for a law term of the supreme court at Salem.

Severally referred to the committee on the Judiciary.

A. C. Chan-  
dler.

Mr. Howard of Randolph, the petition of A. C. Chandler for a divorce; which was referred to the committee on Probate and Chancery.

Municipal  
court of Sa-  
lem.

Mr. Peirson of Salem, on leave, introduced a bill to establish the municipal court of the city of Salem; which was read and referred to the committee on the Judiciary.

On motion of Mr. Sessions of Wilbraham,—

Fees of sher-  
iffs.

*Ordered*, That the committee on the Judiciary consider the expediency of repealing or amending the 274th chapter of the acts of 1864.

*Papers from the Senate.*

Bill to incorporate the Proprietors of the Forest Hills Cemetery, passed to be engrossed in the Senate, came down and was read and referred to the committee on the Judiciary.

Forest Hills Cemetery.

The petition of E. B. Fifield and others, of Newburyport, Amesbury and Salisbury, for a foot-walk over the Essex Merrimack Bridge, was referred, in concurrence, to the committee on Roads and Bridges.

Essex Merrimack Bridge.

The petition of the Industrial School for Girls, for authority to purchase additional real estate, was referred, in concurrence, to the committee on Public Charitable Institutions.

Industrial School for Girls.

*Ordered*, In concurrence, that the committee on Education consider the expediency of abolishing the school district system, throughout the Commonwealth.

School districts.

Bill concerning the Fitchburg Railroad Company, introduced on leave in the Senate, came down, having been referred by that branch to the committee on Railways and Canals.

Fitchburg R. R. Co.

Objection being made to the bill by Mr. Potter of Arlington, the question was put, Shall it be rejected? This question was decided in the negative, and the bill was then referred in concurrence to the committee on Railways and Canals.

Bill to incorporate the Newton House Company, passed to be engrossed in the Senate, in concurrence, with an amendment, came down and was considered, and the amendment was concurred in.

Newton House Company.

Mr. Howe of Bolton, from the committee on Agriculture, on an order of January 31, relative to an amendment of the dog law, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Dog law.

Mr. Hervey of Medford, from the committee on Probate and Chancery, on the petition of Luke Murphy and others, reported leave to withdraw.

Musicians' Relief Fund Association.

On motion of Mr. Hervey, the report was considered and the petition was recommitted to the committee, with instructions to hear the parties.

Mr. Crowell of Dennis, from the committee on Banks and Banking, reported a bill to change the name of the Savings Institution in the town of Cambridge, (on its petition.) Read and ordered to a second reading.

Savings Institution in Cambridge.

Engrossed bills:

Bills passed.

Making appropriations for the expenses of the State Almshouses, the Hospital at Rainsford Island, the State

Prison, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of State lunatic paupers, and for other purposes ;

Concerning the Boston and Hingham Steamboat Company ;

To incorporate the Arlington and Lexington Street Railway Company ;

(Which severally originated in the House of Representatives ;)

In addition to an act to authorize the New England Mutual Marine Insurance Company to hold additional real estate ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of Louis A. Horton, (which originated in the Senate,) was passed and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

The following named bills and resolves were severally read and ordered to a third reading :—

Resolve in favor of the Disabled Soldiers' Employment Bureau.

Bill authorizing the Cambridge Gas Light Company to increase its capital stock.

Bill confirming the charter of the Bayley Hat Company.

Bill relating to a public cemetery in the town of Dorchester.

Bill to provide for the funding of the unfunded debt created in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel.

Bill to incorporate the Oak Bluffs Land and Wharf Company.

Bill to repeal the 293d chapter of the acts of 1864 concerning the rights of railroad corporations to take land.

Bill in addition to an act in relation to the detection and apprehension of offenders.

Bill authorizing county commissioners to adjourn their courts from one shire town to another.

The following named bills were rejected, under adverse reports of the committee on the Judiciary :—

Bill providing for the record of change of names of accepted streets and ways.

Bill in relation to executions in civil cases.

Report, leave to withdraw, on petition of William J. Dale and others; and

Report, inexpedient, relative to taxing live stock insurance companies, were accepted and sent up for concurrence.

Report, reference to the next General Court, on petition of Hawes Atwood and others, was accepted and sent up for concurrence.

Bill to incorporate the Albany Street Railway Company was read and amended according to the report of the committee on Horse Railways, and also otherwise amended, and ordered to a third reading.

Report, leave to withdraw, on petition of Charles H. Hill, was accepted and sent up for concurrence.

Report, leave to withdraw, on petition of George A. King, was accepted in concurrence.

Report of the committee on Printing relative to the Report of the Agent and Commissioner to the Paris Exposition, was accepted in concurrence.

Bill concerning the preservation of certain birds was read, and on motion of Mr. Parsons of Brookline, laid upon the table.

**Bills:**

To increase the capital stock of the Union Railway Company;

To incorporate the Lawrence Savings Bank;

Were severally read, and passed to be engrossed, and sent up for concurrence.

On motion of Mr. Walker of Springfield, the bill to incorporate the Springfield Street Railway Company, was taken from the table, and was read and amended and ordered to a third reading.

On motion of Mr. Brownell of Westport, the message of the Governor concerning improvements at the State prison, was taken from the table and referred to the committee on Prisons, and sent up for concurrence.

The act to repeal chapter 249 of the acts of 1865, entitled, an act to establish a State police, &c., was called up, and on motion of Mr. Train of Boston, was laid upon the table.

The House resolved itself into committee of the Whole for the consideration of the bill to regulate the manufacture and sale of intoxicating liquors, Mr. Thompson in the chair.

And afterwards, the chairman reported that the committee having voted that the chairman leave the chair, it was his duty to report to the House that the bill stands as it

Springfield  
St. Railway  
Co.

Improvements at  
State prison.

State police.

Committee of  
the Whole.

License law.



did when committed, except that the committee recommend the striking out of the second section.

On motion of Mr. Train, the bill was postponed, and specially assigned for 2½ o'clock, to-morrow.

Adjourned.

FRIDAY, February 28, 1868.

Met according to adjournment.

Bills passed

Engrossed bills:

In relation to the publication of the names of officers of savings banks;

To incorporate Friendship Lodge in Cambridge;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

Maverick  
Bridge.

Mr. Tompkins of Boston presented the petition of J. W. Potter and others; and

Mr. Whitehouse of Boston, the petition of W. Gibson and others.

Severally referred to the committee on Harbors.

Overseers of  
the poor.

Mr. Appleton of Southborough, the petition of William Weeks and others of Southborough, for a law in relation to the duties of overseers of the poor; which was referred to the committee on Public Charitable Institutions.

Charlestown  
and Boston.

Mr. Phipps of Framingham, the remonstrance of Theodore C. Hurd and others of Framingham, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

East Abing-  
ton Savings  
Bank.

Mr. Studley of Abington, the petition of Sumner Shaw and others, for a savings bank in East Abington; which was referred to the committee on Banks and Banking.

Marshpee  
Manufactur-  
ing Co.

Mr. Simmons of Barnstable, the petition of William H. Simon and others, against the petition of the Marshpee Manufacturing Company; which was referred to the committee on Agriculture.

Severally sent up for concurrence.

Fire depart-  
ment in  
Lowell.

Mr. Francis of Lowell, on leave, introduced a bill to amend an act to establish a fire department in the town of Lowell; which was referred to the committee on the Judiciary.

On motion of Mr. Adams of Quincy,—

*Ordered*, That the committee on Railways and Canals consider whether any further legislation is expedient to insure the ringing of locomotive bells at crossings. Bells at railroad crossings.

Sent up for concurrence.

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that the bill to incorporate the Proprietors of the Forest Hills Cemetery ought to pass. Forest Hills Cemetery. *Ordered* to a second reading.

Mr. Lane of Leominster, from the committee on Claims, on the petition of Turner, Kidney & Co., reported that no legislation is necessary. Turner, Kidney & Co.

Mr. Williams of Boston, from the committee on Towns, on the petition of H. S. Whitmore and others, reported leave to withdraw. Malden and Chelsea.

Mr. Dana of Cambridge, from the committee on the Judiciary, on the petition of J. W. Emery, reported leave to withdraw. Federal St. Meeting-House.

These reports were severally placed in the orders of the day for to-morrow.

Mr. Abbott of Middleborough, from the committee on Education, on the petition of M. S. Underwood and others, reported a bill amending section 38 of chapter 38 of the General Statutes, relating to the taking of land for school purposes. Taking land for school purposes. Read and ordered to a second reading.

### *Papers from the Senate.*

The report of the commissioner in charge of the Hoosac Tunnel, was referred in concurrence to the committee on that subject. Hoosac Tunnel.

*Ordered*, In concurrence, that the joint committee on Printing, consider the propriety of amending the 17th joint rule so as to provide that under the general order to print, 1,000 copies, instead of 800, may be printed. Printing.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider the propriety of providing by law that a certain portion of the trustees of the Industrial School at Lancaster shall be women. Advisory board of women at Industrial School.

Bill concerning the Boston, Hartford and Erie Railroad Company, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on Railways and Canals. Boston, Hartford & Erie R.R. Co.

Report of the committee appointed to nominate candidates for State Directors of the Boston and Albany Railroad Directors of the Boston and Albany

**R. R. Corporation.** Corporation, (asking to be discharged,) accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

**Bills:**

**Lexington  
Hotel Co.  
South Wey-  
mouth Sav-  
ings Bank.**

To incorporate the Lexington Hotel Company ;

To incorporate the South Weymouth Savings Bank ;

Severally passed to be engrossed in concurrence, with an amendment, by the Senate, came down and were severally considered, and the amendment to each bill was concurred in.

**Preservation  
of birds.**

On motion of Mr. Parsons of Brookline the bill concerning the preservation of certain birds was taken from the table. On motion of Mr. Train of Boston, it was referred to the committee on the Judiciary.

**Orders of the  
day.**

The orders of the day were taken up.

Bill to change the name of the Savings Institution in the town of Cambridge, was read and ordered to a third reading.

Report (inexpedient) relative to an amendment of the dog law, was accepted and sent up for concurrence.

Resolve in favor of the Disabled Soldiers' Employment Bureau ; and

**Bills:**

Authorizing the Cambridge Gas Light Company to increase its capital stock ;

To confirm the organization of the Bayley Hat Company ;

Relating to a public cemetery in the town of Dorchester ;

To provide for the funding of the unfunded debt created in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel ;

To incorporate the Oak Bluffs Land and Wharf Company ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bill to repeal the 293d chapter of the acts of 1864, concerning the rights of railroad corporations to take land, was on motion of Mr. Fiske of Weston, postponed until to-morrow.

**License law.**

The subject specially assigned for 2½ o'clock, viz.: the bill to regulate the manufacture and sale of intoxicating liquors, was called up.

And the question being on striking out the 2d section, according to the recommendation of the committee of the Whole,

Mr. Dana of Cambridge moved to amend that section by substituting the following :—

"There shall be elected by the people of each congressional district, three license commissioners for such district. The first election shall be held on the third Tuesday after this act shall take effect, and the commissioners shall hold office, one for the term of one year, one for the term of two years, and one for the term of three years, and until their respective successors shall have been duly elected and qualified. And at the regular November election of each year, after the year 1868, there shall be elected in like manner one commissioner to hold office for the term of three years. If any vacancy shall occur, the Governor, with the advice and consent of the Council, shall appoint a commissioner to hold office until the next election; and if any commissioner shall cease to be an inhabitant of the district for which he was appointed, his office shall be deemed vacant. The commissioners shall hold such meetings, at such places within their respective districts, as may be expedient, and shall be paid from the treasury of the Commonwealth five dollars each, with necessary travelling expenses, for every day actually employed in the duties of their office."

On motion of Mr. Adams of Quincy the previous question was ordered.

On motion of Mr. Train of Boston the yeas and nays were ordered on the question of adopting Mr. Dana's amendment.

And the roll being called, there were eighty-eight yeas, and one hundred and twenty-six nays.

And the amendment was rejected.

The yeas and nays were as follows:—

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
Irving Bates,  
Morton V. Bonney,  
George E. Bridges,  
William B. Brown,  
Ezra P. Brownell,  
Wm. H. Burbeck,  
Philo Chapin,  
Linus M. Child,  
Benjamin F. Cook,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Jeremy B. Dennett,  
James T. Ford,

Messrs. Dudley Foster,  
James A. Fox,  
James B. Francis,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Delano A. Goddard,  
Levi S. Gould,  
Abraham G. Hart,  
David D. Hart,  
Tilly Haynes,  
Charles A. Hewins,  
Lewis S. Judd,  
Wm. W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,

Messrs. William Knowlton,  
Howard M. Lane,  
Edward H. Lathrop,  
Roger H. Leavitt,  
John Livermore,  
Joseph B. Lombard,  
George H. Long,  
James F. Mansfield,  
John McDuffie,  
Leonard McKenzie,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
Nathaniel C. Nash,  
Weaver Osborn,  
Dan Packard,  
George H. Peirson,  
Jonathan Pierce,  
Henry E. Pond,  
Henry S. Porter,  
Joseph S. Potter,  
Wm. H. Reynard,  
Jeremiah A. Rich,  
John H. Robinson,  
William R. Sessions,

Messrs. Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Henry Souther,  
Walter S. Sprague,  
Isaac H. Stearna,  
Walter B. Studley,  
John H. Swain,  
James G. Tewksbury,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
Jacob P. Towne,  
William H. Waitt,  
A. G. Walker,  
George Walker,  
Horace Ward,  
Royal S. Warren,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Joel B. Williams,  
Warren Williams,  
Joseph Wilson,  
James B. Wood,  
P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
Charles Bradley,  
Oliver H. P. Brown,  
John R. Bullard,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Heman B. Chase,

Messrs. Patrick A. Collins,  
Henry H. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Seth Crowell,  
Thomas Cunningham,  
Francis E. Cushing,  
Leander S. Daniels,  
Curtis Davis,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
Charles H. Fiske,  
Ezra H. Flagg,  
Charles A. Fox,  
Andrew J. Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Thomas J. Gargan,  
Josiah Gates,

Messrs. Noah M. Gaylord,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 George M. Hobbs,  
 Alvah Holway,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Augustus Lane,  
 Joseph Leavitt,  
 John Lee,  
 Job M. Leonard,  
 James L. Locke,  
 Willard Mann,  
 John Manson,  
 Murdock Matheson,  
 Wallace McFarland,  
 Isaac H. Meserve,  
 Henry Newton,  
 John P. Ordway,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Moses Pool,  
 George W. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,  
 Otis Rich,  
 Eleazer Richmond,

Messrs. Ensign B. Rogers,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 Charles L. Shaw,  
 William Sherburne,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 Edwin N. Snow,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 John K. Tarbox,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Windsor N. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 J. H. Wood,  
 George W. Woodwell,  
 James S. Woodworth,  
 Charles W. Worcester,  
 Wm. H. P. Wright.

Yeas, 88; Nays, 126.

ABSENT OR NOT VOTING.

Messrs. Wm. F. Arnold,  
 William G. Bates,  
 Albert Blood,  
 Ralph S. Brown,  
 Henry M. Clarke,  
 Alanson Crittenden,

Messrs. Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Moses Farnum,  
 John D. Flagg,  
 Samuel Freeman,  
 Joseph H. Hathaway,

<b>Messrs.</b> Noble H. Hill, Anson P. Hooker, Edward A. Hulbert, Harvey Jewell, (Speaker,) William McFarlin, William Mixter, Henry S. Ranney,	<b>Messrs.</b> Alvah Raymond, Jr., Otis T. Ruggles, John Runey, John Severson, S. K. Towle, Levi Wallace, Nathan S. Williams.
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The question recurring on the proposition of the committee to strike out the 2d section,

On motion of Mr. Train of Boston, the yeas and nays were ordered.

And the roll being called, there were one hundred and thirty-seven yeas, and seventy-seven nays.

And the amendment was agreed to.

The yeas and nays were as follows:

#### YEAS.

<b>Messrs.</b> Levi A. Abbott, Rufus Adams, George E. Allen, Samuel Appleton, E. Watson Arnold, William Barker, Jr., Irving Bates, P. A. Beaman, C. C. Bixby, Willard Blackinton, Morton V. Bonney, Charles Bradley, George E. Bridges, Oliver H. P. Brown, William B. Brown, Ezra P. Brownell, William H. Burbeck, James Capen, Heman B. Chase, Linus M. Child, Benjamin F. Cook, Lament B. Corbin, Joseph W. Cornell, Orlando B. Crane, Seth Crowell, David Cushing, 2d, Francis E. Cushing, Richard H. Dana, Jr., George K. Daniell, Jeremy B. Dennett, Silas Dunton, Charles H. Fiske,	<b>Messrs.</b> James T. Ford, Dudley Foster, James A. Fox, Frederick W. Field, Samuel T. Field, Thomas J. Field, Roscoe W. Gage, Noah M. Gaylord, Delano A. Goddard, Levi S. Gould, Samuel H. Gould, Abraham G. Hart, David D. Hart, Tilly Haynes, Charles A. Hewins, Alvah Holway, Anson P. Hooker, Solomon H. Howe, William Howland, John A. Hughes, J. R. Huntington, Lewis S. Judd, William W. Kellogg, Dexter S. King, William A. King, Richmond Kingman, Charles J. Kittredge, William Knowlton, Augustus Lane, Howard M. Lane, Edward H. Lathrop, Roger H. Leavitt,
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**Messrs.** Job M. Leonard,  
 Joseph B. Lombard,  
 George H. Long,  
 James F. Mansfield,  
 John McDuffie,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Edwin Mudge,  
 Nathaniel C. Nash,  
 Weaver Osborn,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 John Perley,  
 Simeon Perkins,  
 Edward H. Pierce,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 William H. Reynard,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Edward H. R. Ruggles,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 William R. Sessions,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Iram Smith,

**Messrs.** John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 George E. Towne,  
 Jacob P. Towne,  
 Mason Van Dusen,  
 William H. Waitt,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 William Whiting,  
 John A. Wiley,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 Charles W. Worcester,  
 P. Ambrose Young.

**NAYS.**

**Messrs.** John Quincy Adams,  
 Henry Bassett,  
 Hugh R. Bean,  
 Charles Bird, Jr.,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 John R. Bullard,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,

**Messrs.** Philo Chapin,  
 Charles W. Chase,  
 Patrick A. Collins,  
 Henry H. Cook,  
 George P. Cox,  
 Thomas Cunningham,  
 Leander S. Daniels,  
 Curtis Davis,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Ezra H. Flagg,



Messrs. Charles A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Josiah O. Friend,  
 Thomas J. Gargan,  
 Josiah Gates,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 George M. Hobbs,  
 Daniel Howard,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Joseph Leavitt,  
 John Lee,  
 John Livermore,  
 James L. Locke,  
 Willard Mann,  
 John Manson,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 Henry Newton,  
 John P. Ordway,  
 George Phipps,  
 Jonathan Pierce,  
 Thomas F. Plunkett,

Messrs. George W. Potter,  
 Caleb Rand,  
 Otis Rich,  
 Joseph Ross,  
 Wm. Seaver, of Roxbury,  
 Charles L. Shaw,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John K. Tarbox,  
 Newell A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Charles R. Train,  
 Eden Wadsworth,  
 Willard Wheeler,  
 Sydney F. Whitehouse,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 George F. Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 George W. Woodwell,  
 James S. Woodworth.

Yeas, 137; Nays, 77.

#### ABSENT OR NOT VOTING.

Messrs. William F. Arnold,  
 John H. Bangs,  
 William G. Bates,  
 Albert Blood,  
 Ralph S. Brown,  
 Henry M. Clarke,  
 Alanson Crittenden,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Moses Farnum,  
 John D. Flagg,  
 Samuel Freeman,  
 Joseph H. Hathaway,

Messrs. Noble H. Hill,  
 Edward A. Hulbert,  
 Harvey Jewell, (Speaker,)  
 William McFarlin,  
 William Mixter,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Otis T. Ruggles,  
 John Runey,  
 John Severson,  
 S. K. Towle,  
 Levi Wallace,  
 Wm. H. P. Wright.

The question being on passing the bill to a third reading,  
 On motion of Mr. Thompson of Boston, the yeas and nays  
 were ordered.

And the roll being called, there were sixty-two yeas and  
 one hundred and fifty-two nays.

And the bill was rejected.

The yeas and nays were as follows :

YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Charles H. Blanchard,  
George E. Bridges,  
William B. Brown,  
John R. Bullard,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Henry H. Cook,  
George P. Cox,  
Thomas Cunningham,  
Thomas J. Fay,  
Ezra H. Flagg,  
Charles A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Thomas J. Gargan,  
J. Otis Hale,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
George W. Jackman, Jr.,  
William D. Jones,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Willard Mann,

Messrs. Murdock Matheson,  
Isaac H. Meserve,  
John P. Ordway,  
Thomas Parsons,  
Simeon Perkins,  
George Phipps,  
Caleb Rand,  
Otis Rich,  
Joseph Ross,  
Otis T. Ruggles,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Hiram S. Shurtleff,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
John K. Tarbox,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Eben N. Wardwell,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth.

NAYS.

Messrs. Levi A. Abbott,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Irving Bates,  
P. A. Beaman,  
C. C. Bixby,  
Willard Blackinton,  
John C. Blasdel,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,

Messrs. William H. Burbeck,  
Hodgdon F. Buzzell,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,

Messrs. George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Silas Dunton,  
Stephen C. Felton,  
Charles H. Fiske,  
James T. Ford,  
Dudley Foster,  
James A. Fox,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Levi S. Gould,  
Samuel H. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
David D. Hart,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Alvah Holway,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
J. R. Huntington,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Edward H. Lathrop,  
Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,  
Joseph B. Lombard,  
George H. Long,  
James F. Mansfield,  
John Manson,

Messrs. John McDuffie,  
Wallace McFarland,  
Leonard McKenzie,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
Nathaniel C. Nash,  
Henry Newton,  
Weaver Osborn,  
Dan Packard,  
George H. Peirson,  
John Perley,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Jeremiah A. Rich,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
George Sanford,  
Wm. Seaver, of Ashland,  
William R. Sessions,  
Charles L. Shaw,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
James G. Tewksbury,  
Shepherd Thayer,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
George E. Towne,  
Jacob P. Towne,  
Charles R. Train,

Messrs. Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
A. G. Walker,  
George Walker,  
Horace Ward,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,

Messrs. Rufus A. White,  
Windsor N. White,  
Benjamin J. Williams,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
Charles W. Worcester,  
P. Ambrose Young.

Yeas, 62 ; Nays, 152.

ABSENT OR NOT VOTING.

Messrs. William F. Arnold,  
Henry Bassett,  
William G. Bates,  
Albert Blood,  
Ralph S. Brown,  
Henry M. Clarke,  
Alanson Crittenden,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Moses Farnum,  
John D. Flagg,  
Samuel Freeman,  
Joseph H. Hathaway,

Messrs. Noble H. Hill,  
Edward A. Hulbert,  
Harvey Jewell, (Speaker,)  
William McFarlin,  
William Mixer,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Edward H. Ruggles,  
John Runey,  
John Severson,  
S. K. Towle,  
Levi Wallace,  
Wm. H. P. Wright.

The House resumed the consideration of the orders of the day, but

On motion of Mr. Train of Boston, they were laid upon the table, and

Mr. Train moved a reconsideration of the vote by which the bill was rejected.

And the motion was placed in the orders of the day for to-morrow.

Mr. Collins of Boston obtained leave to introduce a bill Liquor law. to repeal chapter 86 of the General Statutes, and all acts and parts of acts relating thereto.

On motion of Mr. Potter of Arlington, it was laid upon the table.

Mr. Child of Boston obtained leave to introduce a bill for Better enforcement of the laws. the better enforcement of the laws ; which was read and referred to the committee on the Judiciary.

The orders of the day were taken up.

Orders of the day.

Bill to incorporate the Albany Street Freight Railway Company was read, and pending the consideration of amend-

ments, was, on motion of Mr. Nash of Boston, laid upon the table.

**Bills:**

In addition to an act in relation to the detection and apprehension of offenders;

Authorizing county commissioners to adjourn their courts from one shire town to another;

To incorporate the Springfield Street Railway Company;

Were severally read and passed to be engrossed, and sent up for concurrence.

On motion of Mr. Dana of Cambridge,—

**Adjournment.**

*Ordered*, That when the House adjourn to-morrow, it adjourn to meet on Tuesday.

Mr. Ordway of Boston moved that when the House adjourn to-day, it adjourn to meet again on Tuesday; but the motion was rejected by a vote of 62 to 64.

On motion of Mr. Field of Shelburne, the House voted to meet at 10, A. M., to-morrow.

Adjourned.

SATURDAY, February 29, 1868.

Met according to adjournment.

**Agricultural College.**

Mr. King of Rehoboth presented the petition of Theodore Dean and others, members of the Bristol County Agricultural Society, in aid of the petition of the Massachusetts Agricultural College; which was referred to the committee on Agriculture and sent up for concurrence.

On motion of Mr. Brownell of Westport,—

**Furious driving of horses.**

*Ordered*, That committee on the Judiciary consider the expediency of so amending chapter 165, section 41 of the General Statutes, as to include furious driving of horses on long distances, among the crimes mentioned in said section, and make offenders subject to its penalties.

**Use of the green room.**

On motion of Mr. Adams of Newburyport, the use of the green room was granted to Mr. Lyman, chairman of the Fish Commissioners, on Friday evening next.

**License bill.**

Mr. Towne of Fitchburg offered an amendment to the license bill; which was ordered to be printed.

*Papers from the Senate.*

**Asylum for the Blind.**

The petition of the Perkins Institution and Massachusetts Asylum for the Blind, for an appropriation, was referred in

concurrence to the committee on Public Charitable Institutions.

Bill concerning the Connecticut River Railroad Company, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on Railways and Canals. Connecticut River Railroad Co.

Bill in addition to an act for supplying the city of Salem with pure water, introduced on leave in the Senate, came down and was read and referred in concurrence to the committee on Mercantile Affairs. Salem water works.

*Ordered*, In concurrence, that the committee on Insurance consider the expediency of amending the statutes respecting service of processes on foreign corporations. Processes on foreign corporations.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider and report on the expediency of providing that the salaries of inspectors of the state almshouses and of the hospital at Rainsford Island shall not be greater than those of the trustees of the reform school and lunatic hospitals. Salaries of inspectors.

Report, leave to withdraw, on the petition of Joseph Connor, accepted in the Senate, came down and was placed in the orders of the day for Tuesday. Joseph Connor.

Bill concerning the Cape Cod Central Railroad Company, passed to be engrossed in the Senate, came down and was read and ordered to a second reading. Cape Cod Central R.R. Co.

The orders of the day were taken up.

Orders of the day.

The motion to reconsider the vote by which the House rejected the bill to regulate the manufacture and sale of intoxicating liquors, was agreed to, and on motion of Mr. Dana of Cambridge the bill was then postponed and specially assigned for Tuesday, at 2½ o'clock.

Bill to repeal the 293d chapter of the acts of 1864, concerning the rights of railroad corporations to take land, was on motion of Mr. Fiske of Weston, postponed until Tuesday.

Bills:

To incorporate the Proprietors of the Forest Hills Cemetery;

Amending section 38 of chapter 38 of the General Statutes, relating to the taking of land for school purposes;

Were severally read and ordered to a third reading.

Reports, leave to withdraw, on the several petitions of Turner, Kidney & Company;  
H. S. Whitmore and others;

John W. Emory and others ;

Were severally accepted, and the two first named were sent up for concurrence.

Report of the committee to nominate candidates for directors of the Boston and Albany Railroad Corporation, was accepted in concurrence, and the committee was discharged.

Albany St.  
Freight  
Railway Co.

On motion of Mr. Blanchard of Boston the bill to incorporate the Albany Street Freight Railway Company was taken from the table, and on motion of Mr. Williams of Boston the bill was postponed until Tuesday.

Adjourned.

TUESDAY, March 3, 1868.

Met according to adjournment.

D. J. Hol-  
brook.

Mr. Pond of Franklin presented the remonstrance of A. A. Russeque and others and Walter H. Fisher and others of Franklin, against the petition of D. J. Holbrook and others. Severally referred to the committee on Towns.

Maverick  
Bridge.

Mr. Bird of North Chelsea, the petition of Jonathan Harrington and others ;

Mr. Stevens of South Danvers, the petition of W. M. Jacobs and others ;

Severally in aid of the petition of N. Gibson and others.

Stony Brook.

Mr. Hewins of West Roxbury, the petition of W. J. R. Evans and others of West Roxbury, for an act authorizing the taking of land and diverting the course of Stony Brook.

Severally referred to the committee on Harbors.

Vineyard  
Sound Rail-  
road.

Mr. Drew of Plymouth, the petition of Jacob H. Loud and others of Plymouth, for authority to the town of Plymouth to take stock in the Vineyard Sound Railroad ; which was referred to the committee on Railways and Canals.

Bridge over  
Malden Riv-  
er.

Mr. Cox of Malden, the remonstrance of the town officers of Malden, against the petition of I. Wellington and others ; which was referred to the committee on Roads and Bridges.

Priscilla  
Freeman.

Mr. Bradley of Tisbury, the petition of Priscilla Freeman, concerning her claim to certain lands in Tisbury ; which was referred to the committee on Claims.

Smelts.

Mr. Cushing of Hingham, the petition of William M. Hobart and others of Hingham, against the passage of any

law prohibiting the taking of smelts with seines ; which was referred to the committee on the Fisheries.

Mr. Shortle of Provincetown, the petition of the Atlantic Mutual Fire and Marine Insurance Company of Provincetown, for change of name ; which was referred to the committee on Insurance.

Atlantic Mutual Fire and Marine Ins. Co.

Severally sent up for concurrence.

On motion of Mr. Wilder of Boston,—

*Ordered*, That the committee on Military Affairs consider the expediency of so far changing the law as to allow the cavalry to drill in conformity with the tactics known as St. George Cooke's. Sent up for concurrence.

Cavalry drill.

On motion of Mr. Drew of Plymouth,—

*Ordered*, That the committee on the Judiciary report whether any legislation is necessary to prevent the sale of railroad franchises.

Sale of railroad franchises.

On motion of Mr. Jackman of Newburyport,—

*Ordered*, That the committee on the Judiciary consider the expediency of reporting a bill authorizing the voters in each county to choose, at the state election in each year, an auditor, to be vested with the same powers, in auditing accounts of counties, that the State Auditor is vested with.

County auditors.

Also to consider the expediency of reporting an act to repeal section 9 of chapter 178 of the General Statutes, authorizing county commissioners to appoint overseers of houses of correction.

Overseers of houses of correction.

Also to consider the expediency of repealing section 47 of chapter 17 of the General Statutes regarding boards of examiners.

Boards of examiners.

Mr. Ruggles of Fitchburg, from the committee on Railways and Canals, on petition of David Smith, reported leave to withdraw for want of proper notice. The report was considered, and on motion of Mr. Ruggles, the petition was recommitted, with instructions to hear the parties.

David Smith.

Mr. Drew of Plymouth, from the same committee, on petition of George Curtis, reported leave to withdraw for want of proper notice. The report was considered, and on motion of Mr. Bonney of Hanover, the petition was recommitted, with instructions to hear the parties.

Hanover Branch R. R.

Mr. Shaw of Springfield, from the committee on Roads and Bridges, on petition of William T. Potter and others, reported leave to withdraw for want of notice. The report was considered, and on motion of Mr. Shaw, the petition was recommitted, with instructions to hear the parties.

Labor-in-vain Creek.



So. Reading  
Extension R.  
E.

Mr. Mixter of Hardwick, from the committee on Railways and Canals, on petition of D. P. Ives and others, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Knight's  
Crossing.

Mr. Drew of Plymouth, from the same committee, on petition of Joseph Little and others, reported a bill concerning the Eastern Railroad Company. Read and ordered to a second reading.

Fees of sher-  
iffs.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of February 27, reported a bill in relation to the fees of sheriffs. Read and ordered to a second reading.

*Papers from the Senate.*

High  
schools.

The petition of the selectmen and school committee of Falmouth, that certain towns may be relieved from the duty of maintaining a high school, and the forfeiture of their proportion of the income of the school fund, was referred, in concurrence, to the committee on Education.

**Bills:**

Water Com-  
missioners of  
New Bed-  
ford.  
Tremont  
Mills.

Concerning the water commissioners of the city of New Bedford;

To increase the capital stock of the proprietors of the Tremont Mills;

Suffolk Man-  
ufacturing  
Co.

To increase the capital stock of the Suffolk Manufacturing Company;

Boston Corn  
Exchange.  
Massachu-  
setts Agri-  
cultural Col-  
lege.

To incorporate the Boston Corn Exchange; and

Resolve in relation to the issue of arms to the Massachusetts Agricultural College;

Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading.

Co. B, 6th  
Regt.

Bill to provide for the payment of Company B, 6th Massachusetts regiment volunteer militia, for services performed at the May inspection in the year 1865; and

John McIn-  
tire and wife.

Resolve in favor of John McIntire and wife;

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the Committee on Finance.

Aid to Agri-  
cultural So-  
cieties.  
Increase of  
insects.

Reports, of the committee on Agriculture—

Leave to withdraw on the several petitions of George H. Gilbert and others; and

The Massachusetts Horticultural Society;

Also, inexpedient, on an order of February 20, relative to Dog law.  
an amendment of the dog law ;

Severally accepted in the Senate came down, and were severally placed in the orders of the day for to-morrow.

Engrossed bills:

Bills passed.

To unite the Massachusetts Sabbath School Society and the Congregational Board of Publication ;

(Which originated in the Senate ;)

To incorporate the Lexington Hotel Company ;

To incorporate the Newton House Company ;

To incorporate the South Weymouth Savings Bank ;

To authorize the Roxbury Gas Light Company to increase its capital stock ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

The orders of the day were taken up.

Orders of the day.

Bill to repeal chapter 293 of the acts of 1864, concerning the rights of railroad corporations to take land, was on motion of Mr. Parsons of Brookline, referred to the committee on the Judiciary.

Bill to change the name of the Savings Institution in the town of Cambridge, was read and passed to be engrossed and sent up for concurrence.

Report, leave to withdraw, on the petition of Joseph Connor, was accepted in concurrence.

Bill concerning the Cape Cod Central Railroad Company, was read and ordered to a third reading.

Bill to incorporate the Albany Street Freight Railway Company, was on motion of Mr. Fox of Boston, recommitted to the committee on Horse Railways.

Bill to incorporate the Proprietors of Forest Hills Cemetery, was read and amended and passed to be engrossed in concurrence.

Bill amending section 38 of chapter 38 of the General Statutes, relating to the taking of land for school purposes, was read, and on motion of Mr. Allen of Newton, recommitted to the committee on Education.

The bill to regulate the manufacture and sale of intoxicating liquors, specially assigned for 2½ o'clock, was called up, and on motion of Mr. Jackman of Newburyport, it was ordered that the bill, with all the amendments and substitutes thereto, be recommitted to the committee which

License law.

reported it, with directions to report in a new draft at as early a day as can be made convenient.

And it was further ordered, that there be added to said committee five members of the House, with such additions as the Senate may see fit to join.

Adjourned.

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WEDNESDAY, March 4, 1868.

Met according to adjournment.

Prayer was offered by the chaplain of the Senate.

The Speaker presented the following communication, addressed to him:

HOUSE OF REPRESENTATIVES, March 4, 1868.

Assistant-  
clerk ap-  
pointed.

SIR:—I deem the appointment of an assistant necessary for the proper performance of the duties incumbent on me as Clerk of the House of Representatives, and by authority of section 6 of chapter 2 of the General Statutes, I hereby appoint William A. Crafts, Esq., Assistant-Clerk, and respectfully ask the House to approve the appointment.

Your obedient servant,

W. S. ROBINSON,

*Clerk House of Representatives.*

The question being put, the appointment was approved, and Messrs. Bullard of Dedham and Fiske of Weston were appointed a committee to conduct the Assistant-Clerk to the Governor for the purpose of his being qualified; and Mr. Bullard afterwards reported that the Assistant-Clerk had been qualified by taking the necessary oaths, and thereupon he entered upon the discharge of his duties.

Fitchburg  
R. R. Co.

Mr. Child of Boston presented the petition of J. C. Harris and others of Arlington and Belmont, against the passage of the bill granting the Fitchburg Railroad Company the right to locate and build a railroad across Spy Pond to Elizabeth Island, &c.

Mr. Potter of Arlington the petition of A. G. Peck and others of Arlington, against the same petition.

Severally referred to the committee on Railways and Canals.

Maverick  
Bridge.

Mr. King of Boston, the petition of Belknap & Boynton and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

Severally sent up for concurrence.

On motion of Mr. Nash of Boston,—

*Ordered*, That the committee on Railways and Canals Boston and Albany R.R. consider and report on the expediency of the state purchasing the Boston and Albany Railroad.

On motion of Mr. Gargan of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of providing by statute that all chimneys now standing or hereafter erected for manufacturing purposes within the city of Boston shall reach an altitude of not less than 75 feet when situated within 200 feet of any school-house or place of public worship. Altitude of chimneys.

On motion of Mr. Morton of Boston,—

*Ordered*, That the same committee consider and report upon the expediency of providing by statute that no person shall blast any rock or other substance with gunpowder or other material, within a certain distance of any building, public place, or highway, without first obtaining permission from the mayor and aldermen of the city or the selectmen of the town where such blasting is to be done. Blasting of rocks.

Mr. Jackman of Newburyport, on leave, introduced a resolve in favor of the American Colonization Society; which was read and referred to the committee on Finance. Colonization Society.

Mr. Stearns of Milford offered the following order, which was laid over until to-morrow:—

*Ordered*, That a special committee of ten members be appointed on the part of the House, with such as the Senate may join, to take into consideration the subject of inebriation as a disease, and inquire into the expediency of providing for the treatment of such cases at Rainsford Island, and whether such a provision can be made without additional expense to the State. Inebriation as a disease.

On motion of Mr. Dennett of Taunton,—

*Ordered*, That a joint convention of the two branches be held on Wednesday, March 11, at 2½ o'clock, P. M., for the purpose of electing three directors on the part of the State, of the Boston and Albany Railroad Company. Directors of Boston and Albany R. R.

And the Clerk was charged with a message to inform the Senate of the action of the House.

On motion of Mr. Dana of Cambridge, the vote by which the bill to regulate the manufacture and sale of intoxicating liquors was yesterday recommitted to the committee which reported it, and by which it was ordered that the committee be enlarged, was reconsidered; and License law.

On motion of Mr. Dana the bill was then referred to a select committee of the House, consisting of the members of the committee which reported the bill, on the part of the House, with five additional members, to be appointed, and with instructions to report the bill in a new draft at as early a day as is convenient.

And the Speaker appointed Messrs. Jackman of Newburyport, Towne of Fitchburg, Parsons of Brookline, Appleton of Southborough, and Lathrop of Huntington.

Musicians'  
Relief Fund  
Society.

Mr. Bates of Westfield, from the committee on Probate and Chancery, to whom was recommitted the petition of Luke Murphy and others, reported a bill to incorporate the Boston Musicians' Relief Fund Society. Read and ordered to a second reading.

Dikes in W.  
Springfield.

Mr. Leavitt of Charlemont, from the committee on Roads and Bridges, on the petition of J. L. Worthy and others, reported a bill to authorize the county commissioners of the county of Hampden to construct two dikes in the town of West Springfield. Read and ordered to a second reading.

#### *Papers from the Senate.*

##### **Bills:**

Mass. Pow-  
der Works.  
South Boston  
Savings  
Bank.

To change the name of the Massachusetts Powder Works;  
To authorize the South Boston Savings Bank to hold real estate;

Webster Five  
Cents Sav-  
ings Bank.

To incorporate the Webster Five Cents Savings Bank;  
Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

##### **Reports, of the committee on Towns—**

Reference to the next General Court, on the several petitions of

Winthrop  
and Boston.  
Chelsea and  
Boston.

Isaac Stebbins and others; and

D. P. Mathews and others;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Lynn Five  
Cents Sav-  
ings Bank.

Bil to authorize the Lynn Five Cents Savings Bank to hold real estate, passed to be engrossed in the Senate, in concurrence, with an amendment, came down and was considered, and the amendment was concurred in.

Invertebrate  
animals.

Resolves in relation to the re-publication of the Report on the Invertebrate Animals of Massachusetts, passed to be engrossed in the House, and sent to the Senate, came down, having been referred by that branch to the committee on Education.

The House concurred in the reference.

On motion of Mr. Potter of Arlington, the communication from the treasurer of the Boston and Albany Railroad Company was taken from the table and referred to the committee on Railways and Canals, and sent up for concurrence.

Boston and  
Albany R.R.

The orders of the day were taken up.

Orders of the  
day.

Report, leave to withdraw, on the petition of D. P. Ives and others, was accepted and sent up for concurrence.

Bill concerning the Eastern Railroad Company was read and ordered to a third reading.

Bill in relation to the fees of sheriffs was on motion of Mr. Lathrop of Huntington, recommitted to the committee on the Judiciary.

Bills :

To incorporate the Boston Corn Exchange ;

To increase the capital stock of the Proprietors of the Tremont Mills ;

To increase the capital stock of the Suffolk Manufacturing Company ;

Concerning the water commissioners of the city of New Bedford ; and

Resolve in relation to the issue of arms to the Massachusetts Agricultural College ;

Were severally read and ordered to a third reading.

Reports, of the committee on Agriculture—

Leave to withdraw, on the several petitions of

The Massachusetts Horticultural Society ; and

George H. Gilbert and others ;

Also, inexpedient, on an order relative to amending the dog law ;

Were severally accepted in concurrence.

Bill concerning the Cape Cod Central Railroad Company was read and passed to be engrossed in concurrence, and the title was amended so as to read, bill confirming the proceedings of the Cape Cod Central Railroad Company in mortgaging their railroad property.

Adjourned.

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THURSDAY, March 5, 1868.

Met according to adjournment.

Mr. Field of Northfield presented the petitions of Newton S. Hubbard and others of the Worcester County Agricultural College.

Agricultural  
College.

tural Society, and of A. P. Slade and others of the Bristol County Agricultural Society ;

And Mr. Ward of Amherst, the petition of G. Morgan Smith and others of South Hadley ;

Severally in aid of the petition of the Massachusetts Agricultural College.

• Severally referred to the committee on Agriculture.

Maverick  
Bridge.

Mr. Tompkins of Boston, the petition of the selectmen of South Danvers and others, in aid of the petition of N. Gibson and others ; which was referred to the committee on Harbors.

Fitchburg  
R. R. Co.

Mr. Potter of Arlington, the remonstrance of Mrs. George H. Gray and others of Arlington, against the passage of a bill authorizing the Fitchburg Railroad Company to build a track across Spy Pond ; which was referred to the committee on Railways and Canals.

Severally sent up for concurrence.

Berkshire  
courts.

Mr. Thayer of Adams presented the petition of William H. Swift and others, members of the Berkshire bar, for a change in the terms of the court for Berkshire County, from Lenox to Pittsfield. Ordered to be referred to a joint special committee of seven on the part of the House, with such as the Senate may join. And the Speaker took time to appoint the committee.

Inebriation  
as a disease.

The order offered yesterday by Mr. Stearns of Milford was taken up and adopted, and the Speaker took time to appoint the committee ordered thereby.

On motion of Mr. Jackman of Newburyport,—

Essex Coun-  
ty commis-  
sioners.

*Ordered*, That a joint special committee be appointed, to consist of five members of the House, with such as the Senate may join, to inquire into the acts and doings of the county commissioners of Essex County for the past six years, relative to the sale and disposition of property formerly belonging to said county ; said committee to ascertain the facts and report upon the sale of real and personal estate formerly held by said county in Ipswich or any other town or city in said county ; the value of the same ; the sum at which any part or all was sold ; the sum offered said commissioners for any part or all ; and the sum it was finally sold for, and to whom any part or all was sold ; also, if any part was ever conveyed to either of said commissioners, and ever re-conveyed to the county by any one of them ; the sums named in said conveyances, and whether said commissioners, or any one of them, retained at the time of the sale, or now have, any interest in any part of said property.

Also to investigate whether said commissioners, or any one of them, have received any compensation other than their salary, or any commissions, through the purchase of supplies for said county, or received anonymous letters containing money or bank checks, and if so what disposition was made of the same, and how and to whom directed; and whether said commissioners have done their duty to the county, and what proportion of the salary was drawn by each; and further to inquire into every act of said commissioners in their official capacity. Said committee to have power to send for persons and papers, and employ counsel, if they deem it expedient, and to report what legislation, if any, is necessary.

The Speaker took time to appoint the committee.

On motion of Mr. Wallace of Pepperell,—

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the present statutes, that divorce cases, the care and custody of children of parties applying for divorce, and petitions for leave to marry again, shall be heard and determined by the judges of the probate courts, instead of by the judges of the supreme judicial court, except when either party shall demand a trial by jury, then such case to be removed to the supreme judicial court, to be heard and determined as now provided. Jurisdiction of divorce cases.

Mr. Thayer of Adams, on leave, introduced a bill to amend chapter 85 of the General Statutes on gaming. Gaming.

Also a bill to extend the provisions of chapter 167 of the General Statutes, relating to lotteries and lottery tickets. Lotteries.

Severally read and referred to the committee on the Judiciary.

Mr. White of Charlestown, from the committee on Mercantile Affairs, on petition of John J. Fatal, reported leave to withdraw for want of legal notice. Cambridge Land and Building Association.

The report was considered, and on motion of Mr. Jackman of Newburyport, the petition was recommitted, with instructions to hear the parties.

Mr. Crowell of Dennis, from the committee on Banks and Banking, on petition of Sumner Shaw and others, reported leave to withdraw for want of legal notice. East Abington Savings Bank.

The report was considered, and on motion of Mr. Studley of Abington, the petition was recommitted, with instructions to hear the parties.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was referred the Governor's address relating to Cape Cod Harbor at Provincetown, with the report of the commissioners, reported a resolve concerning Cape Cod Cape Cod Harbor at Provincetown.



Harbor at Provincetown ; which was read and referred to the committee on Finance.

Boston and  
Albany R.R.

Mr. Mixer of Hardwick, from the committee on Railways and Canals, to whom was referred the report of the state directors of the Western Railroad Corporation, and the Boston and Albany Railroad Company, reported that no legislation is necessary thereon.

The report was considered, and on motion of Mr. Towne of Fitchburg, was laid upon the table.

*Papers from the Senate.*

Vineyard  
Sound Rail-  
road Co.

The petition of Thomas Lewis, Jr., and others of Falmouth, that that town may be authorized to take stock in the Vineyard Sound Railroad Company, was referred, in concurrence, to the committee on Railways and Canals.

Mt. Holyoke  
Female Sem-  
inary.

The petition of the Mount Hope Female Seminary, for an appropriation, was referred, in concurrence, to the committee on Education.

South Bos-  
ton Flats.

*Ordered*, In concurrence, that 200 copies of the report of the committee on the South Boston Flats, be placed at the disposal of the committee.

Union  
schools.

*Ordered*, In concurrence, that the committee on Education consider the expediency of enacting a general law by which union schools may be established and maintained in villages composed of contiguous portions of two or more towns.

*Bills :*

Rockport  
Railroad.

To confirm the sale of the Rockport Railroad to the Eastern Railroad Company ;

Union  
graded  
school in  
Blackinton.

To authorize the school committees of Adams and Williamstown to establish a union graded school in the village of Blackinton ;

Classifica-  
tion of con-  
victs.

For the better classification and reformation of convicts ;  
Severally passed to be engrossed in the Senate, came down, and were severally read, and the two first named were ordered to a second reading, and the third was referred to the committee on the Judiciary.

New England  
Agricultural  
Society.

Bill to incorporate the New England Agricultural Society, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Susan Hec-  
tor.

Report, leave to withdraw, on the petition of Susan Hector, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Mr. Rich of Boston moved a reconsideration of the vote by which yesterday the bill to regulate the manufacture and sale of intoxicating liquors was referred to a special committee of the House, but the motion was rejected by a vote of 86 to 87. License law.

A message was received from the Senate announcing that that branch had made choice of Rev. B. F. Clark of North Chelmsford, as preacher of the election discourse for 1869. Preacher of election sermon.

On motion of Mr. White of Charlestown, the vote by which the report, leave to withdraw, on the petition of D. P. Ives and others was yesterday accepted, was reconsidered, and the report was laid on the table. Wakefield, Malden and Melrose R.R.

The orders of the day were taken up. Orders of the day.

Bills :

To incorporate the Boston Musicians' Relief Fund Society ;  
To authorize the county commissioners of the county of Hampden to construct two dikes in the town of West Springfield ;

To incorporate the Webster Five Cents Savings Bank ;  
To change the name of the Massachusetts Powder Works ;  
To authorize the South Boston Savings Bank to hold real estate ;

Were severally read and ordered to a third reading.

Reports, reference to the next General Court, on the several petitions of

Isaac Stebbins and others ;

D. P. Mathews and others ;

Were severally accepted in concurrence.

Bill concerning the Eastern Railroad Company was read and passed to be engrossed, and the title was amended so as to read, bill requiring the Eastern Railroad Company to establish a flag station at Knight's Crossing in the town of Newbury.

Sent up for concurrence.

Bills :

To incorporate the Boston Corn Exchange ;

Concerning the water commissioners of the city of New Bedford ; and

Resolve in relation to the issue of arms to the Massachusetts Agricultural College ;

Were severally read and passed to be engrossed in concurrence.

**Bills:**

To increase the capital stock of the Proprietors of the Tremont Mills ; -

To increase the capital stock of the Suffolk Manufacturing Company ;

Were severally read, and pending an amendment offered to each, were on motion of Mr. Plunkett of Pittsfield, laid upon the table.

**Bills passed.****Engrossed bills :**

In further addition to an act making appropriations for the maintenance of the government during the present year ;

To authorize the Lynn Five Cents Savings Bank in the city of Lynn to hold real estate ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in relation to the support of state lunatic paupers, (which originated in the House of Representatives,)

Was passed and signed and sent to the Senate.

**Investments  
and securi-  
ties of the  
Common-  
wealth.**

Mr. Walker of Springfield, from the committee on Finance, to whom was referred so much of the Governor's address as relates to the finances, reported a bill in addition to an act to regulate the investments and securities of the Commonwealth ; which under a suspension of rules was read three times and passed to be engrossed and sent up for concurrence.

Adjourned.

FRIDAY, March 6, 1868.

Met according to adjournment.

**Cape Cod  
Harbor.**

Mr. Dana of Cambridge presented the petition of the Merchants' Insurance Company and others for an appropriation for the preservation of Cape Cod Harbor at Provincetown ; which was laid upon the table and ordered to be printed.

**Fitchburg  
Railroad.**

Mr. Walker of Springfield presented the remonstrance of Charles Hudson and others of Lexington ;

And Mr. Blasdel of Lexington the remonstrance of the selectmen of Lexington ;

And Mr. Potter of Arlington the remonstrance of the selectmen of Arlington;

Severally against the passage of the bill allowing the Fitchburg Railroad Company to construct a road along the shores of and across Spy Pond.

Severally referred to the committee on Railways and Canals.

Mr. Potter of Greenfield, the petition of J. V. Lentell and others of Shutesbury, in aid of the petition of the Trustees of the Massachusetts Agricultural College; which was referred to the committee on Agriculture. Mass. Agricultural College.

Mr. Wilder of Boston, the petition of Charles A. Davis, assistant inspector-general, to be paid for services at the annual encampment in 1867; which was referred to the committee on Military Affairs. Charles A. Davis.

Mr. Gargan of Boston, the petition of Field, Thayer & Whitcomb and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors. Maverick Bridge.

Severally sent up for concurrence.

Mr. Tarbox of Lawrence, on leave, introduced a bill concerning sidewalks in the city of Lawrence; which was read and referred to the committee on the Judiciary. Sidewalks in Lawrence.

On motion of Mr. Tompkins of Boston,—

*Ordered*, That the committee on Harbors consider and report what legislation, if any, is necessary to prevent the filling in the Mystic River Improvement Company's inclosure from drifting into the channel. Mystic River Improvement Co.

Sent up for concurrence.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the committee on the Judiciary consider the expediency of further legislation on the subject of conditional estates. Conditional estates.

Mr. Howland of Lynn, from the committee on the Judiciary, reported that the bill to repeal the 293d chapter of the acts of 1864, concerning the right of railroad corporations to take land, ought to pass. Rights of railroads to take land.

On motion of Mr. Howland, under a suspension of rules the bill was read and passed to be engrossed, and the rule requiring the Clerk to retain it until the right to reconsider had expired, was suspended, and the bill was sent up for concurrence.

Mr. Lathrop of Huntington, from the committee on the Judiciary, reported in a new draft the bill concerning the Preservation of birds.

preservation of certain birds. Read and ordered to a second reading.

Cape Cod Harbor.

Mr. Parsons of Brookline, from the committee on Finance, reported that the resolve concerning Cape Cod Harbor at Provincetown ought to pass. Ordered to a second reading.

Boston New Church Union.

Mr. Wallace of Pepperell, from the committee on Parishes and Religious Societies, reported in a new draft the bill to change the name of the Boston New Church Union. Read and ordered to a second reading.

American Colonization Society.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolve in favor of the American Colonization Society ought not to pass. Placed in the orders of the day for to-morrow.

Jurisdiction of divorce cases.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on an order of March 5, relative to the jurisdiction of divorce cases, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Everett Insurance Co.

The petition of Lewis Rice and others for extension of time in which to accept the charter of the Everett Insurance Company, was referred, in concurrence, to the committee on Insurance.

Attleboro' Mutual Fire Ins. Co.

The petition of the Attleborough Mutual Fire Insurance Company of Attleborough, for extension of its charter, was referred, in concurrence, to the same committee.

Hours of labor.

The petition of Henry L. Sandford and others concerning the hours of labor, &c., was referred to the committee on the Hours of Labor, in concurrence.

Fitchburg Railroad.

The remonstrance of the city of Cambridge against the passage of the bill authorizing the Fitchburg Railroad Company to extend a track across Spy Pond, was referred, in concurrence, to the committee on Railways and Canals.

Weighing farm products.

The petition of Charles Sweetser and others of Chelmsford that it may be made legal for farmers to weigh and measure their products, was referred, in concurrence, to the committee on Agriculture.

Report on children in factories.

*Ordered,* In concurrence, that the committee on Printing consider the expediency of placing at the disposal of H. K. Oliver 500 copies of his report on the employment of children in factories.

Union Print Works.  
Worcester Safe Deposit Co.

#### **Bills:**

To incorporate the Union Print Works of Fall River ;  
To incorporate the Worcester Safe Deposit Company ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill concerning the laying out, altering, widening and improving the streets of the several cities, passed to be engrossed in concurrence in the Senate, with amendments, came down, and was referred to the committee on the Judiciary. Betterment law.

Bill to incorporate the Springfield Street Railway Company, passed to be engrossed in concurrence in the Senate, with an amendment, came down and was considered, and the amendment was concurred in. Springfield St. Railway Co.

Bill to authorize the Cambridge Gas Light Company to increase its capital stock, passed to be engrossed in concurrence in the Senate, with an amendment, came down and was considered, and on motion of Mr. Nash of Boston, the House non-concurred in the amendment. Cambridge Gas Light Co.

Report of the committee on Military Affairs, on the petition of Chester Clark, to wit: that there can be no just claim against the Commonwealth for the payment of services claimed by the petitioner to have been rendered, or for money expended by him, and that he therefore have leave to withdraw, accepted in the Senate, came down and was placed in the orders of the day for to-morrow. Chester Clark.

Mr. Mixter of Hardwick moved a reconsideration of the vote by which the order offered by Mr. Jackman yesterday, for the appointment of a joint committee to investigate the doings of the county commissioners of Essex County was adopted; but the motion to reconsider was rejected. Essex County commissioners.

The orders of the day were taken up. Orders of the day.

#### Bills:

To authorize the school committees of Adams and Williamstown to establish a union graded school in the village of Blackinton;

To confirm the sale of the Rockport Railroad to the Eastern Railroad Company;

To incorporate the New England Agricultural Society;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on the petition of Susan Hector, was accepted in concurrence.

Bill to incorporate the Boston Musicians' Relief Fund Society was read and amended according to a recommendation of the committee on Bills in the Third Reading, and passed to be engrossed and sent up for concurrence.

Bill to authorize the county commissioners of the county of Hampden to construct two dikes in the town of West Springfield was read and amended and passed to be engrossed and sent up for concurrence.

**Bills:**

To incorporate the Webster Five Cents Savings Bank in the town of Webster;

To authorize the South Boston Savings Bank to hold real estate;

Were severally read and passed to be engrossed in concurrence.

Bill to change the name of the Massachusetts Powder Works was reported by the committee on Bills in the Third Reading to be not correctly drawn, and on motion of Mr. Howland of Lynn, was recommitted to the committee on Manufactures.

**Suffolk Manufacturing Co.**

On motion of Mr. Plunkett of Pittsfield, the bill to increase the capital stock of the Suffolk Manufacturing Company was taken from the table.

The amendment thereto offered yesterday was agreed to, and the bill was further amended in the first section, on motion of Mr. Child of Boston, and in the second section, on motion of Mr. Towne of Fitchburg, and was then passed to be engrossed in concurrence and sent up for concurrence in the amendments.

**Tremont Mills.**

On motion of Mr. Plunkett, the bill to increase the capital stock of the Proprietors of the Tremont Mills was taken from the table, and amended in the same way as the bill to increase the capital stock of the Suffolk Manufacturing Company, and also passed to be engrossed and sent up for concurrence in the amendments.

**Prohibitory law.**

Mr. Collins of Boston moved to take from the table the bill to repeal chapter 86 of the General Statutes, and all acts and parts of acts relating thereto; but the motion was rejected by a vote of 95 to 103.

**License law.**

Mr. Jackman of Newburyport offered an order that the Senate be requested to join to the House committee to which was referred the license bill, such members of their body as they may deem proper.

The Speaker ruled that the motion was not in order. The House had referred the bill to a committee of its own branch, and had refused to assent to a motion for a joint committee, and refused to reconsider its action. It could now only reconsider its action by a suspension of the rule that declares that no question shall be twice reconsidered;

and it is not competent for it to attempt to reach the object in the way proposed by the order offered by the gentleman from Newburyport.

Mr. Williams of Taunton, moved that when the House adjourns, it adjourn to Monday next. Adjournment.

On motion of Mr. Lane of Leominster, the yeas and nays were ordered.

And the roll being called, there were forty-five yeas and one hundred and forty-six nays.

And the motion was rejected.

The yeas and nays were as follows:—

## YEAS.

Messrs. Charles H. Blanchard,  
Charles Bradley,  
Oliver H. P. Brown,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Lament B. Corbin,  
Joseph W. Cornell,  
Thomas Cunningham,  
Moses Farnum,  
James A. Fox,  
James B. Francis,  
Samuel Freeman,  
Josiah O. Friend,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
David D. Hart,  
Tilly Haynes,  
Noble H. Hill,  
Alvah Holway,

Messrs. John A. Hughes,  
J. R. Huntington,  
Lewis S. Judd,  
Edward H. Lathrop,  
John Lee,  
George H. Long,  
Isaac H. Meserve,  
John P. Ordway,  
Simeon Perkins,  
Alvah Raymond, Jr.,  
Joseph Ross,  
Wm. Seaver, of Roxbury,  
John J. Smith,  
John W. Stevens,  
Hubbard W. Tilton,  
John M. Tobin,  
Jacob P. Towne,  
Lory S. Watson,  
George F. Williams,  
Nathan S. Williams,  
James B. Wood,  
James S. Woodworth.

## NAYS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
Rufus Adams,  
Samuel Appleton,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bangs,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,

Messrs. C. C. Bixby,  
Willard Blackinton,  
John C. Blasdel,  
Morton V. Bonney,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,



Messrs. Dennis Cawley, Jr.,  
Charles W. Chase,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
Ezra H. Flagg,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Andrew J. Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Charles A. Hewins,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Daniel Howard,  
William Howland,  
Edward A. Hulburt,  
George W. Jackman, Jr.,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,

Messrs. Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,  
James L. Locke,  
Joseph B. Lombard,  
James F. Mansfield,  
John Manson, .  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
Nathaniel C. Nash,  
Henry Newton,  
Weaver Osborn,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
John Perley,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Moses Pool,  
Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Henry S. Ranney,  
Otis Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
Charles L. Shaw,  
William Sherburne,  
Henry Shortle,  
Hiram S. Shurtleff,  
Iram Smith,  
Oliver W. Smith,  
Henry Souther,  
Walter S. Sprague,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,

Messrs. John H. Swain,  
James G. Tewksbury,  
Newell A. Thompson,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
George Walker,  
Horace Ward,  
Eben N. Wardwell,  
Francis W. Warren,  
Royal S. Warren,

Messrs. Thomas S. Waters,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
Joel B. Williams,  
Warren Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
Charles W. Worcester,  
P. Ambrose Young.

Yeas, 45; Nays, 156.

ABSENT OR NOT VOTING.

Messrs. George E. Allen,  
William Barker, Jr.,  
Irving Bates,  
Albert Blood,  
George E. Bridges,  
Alanson Crittenden,  
Charles H. Fiske,  
Charles A. Fox,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
James A. Hervey,  
Anson P. Hooker,  
Solomon H. Howe,  
Harvey Jewell, (Speaker),  
William D. Jones,  
Willard Mann,  
Murdock Matheson,  
Amasa C. Morse,  
Henry E. Pond,

Messrs. Caleb Rand,  
William H. Reynard,  
Jeremiah A. Rich,  
John H. Robinson,  
Otis T. Ruggles,  
John Runey,  
William R. Sessions,  
John Severson,  
Lemuel B. Simmons,  
Edwin N. Snow,  
Walter B. Studley,  
John K. Tarbox,  
Shepherd Thayer,  
S. K. Towle,  
Charles R. Train,  
John A. Wiley,  
Charles Wing,  
George W. Woodwell,  
William H. P. Wright.

Adjourned.

SATURDAY, March 7, 1868.

Met according to adjournment, Mr. Thompson of Boston Chair.  
in the chair, by appointment of the Speaker, under Rule 17th.

Mr. Williams of Taunton moved a call of the House, Call of the House.  
which was ordered; and the roll being called, the following  
named members answered to their names:—

Messrs. Levi A. Abbott,  
John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bange,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
John C. Blasdel,  
Morton V. Bonney,  
George E. Bridges,  
Oliver H. P. Brown,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Thomas H. Carruth,  
Henry H. Cook,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
David Cushing, 2d,  
Richard H. Dana, Jr  
George K. Daniell,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
Charles H. Fiske,  
Ezra H. Flagg,  
John D. Flagg,  
James T. Ford,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Thomas J. Gargan,

Messrs. Noah M. Gaylord,  
Delano A. Goddard,  
Levi S. Gould,  
Samuel H. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
Charles A. Hewins,  
Charles Heywood,  
Daniel Howard,  
William Howland,  
John A. Hughes,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
Dexter S. King,  
William A. King,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Lee,  
Job M. Leonard,  
John Livermore,  
James L. Locke,  
Joseph B. Lombard,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
John McDuffie,  
Wallace McFarland,  
Isaac H. Meserve,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
Nathaniel C. Nash,  
Henry Newton,  
Weaver Osborn,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
Henry S. Porter,

Messrs. Joseph S. Potter,  
Caleb Rand,  
Henry S. Ranney,  
Otis Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Joseph Ross,  
Edward H. R. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Henry Shortle,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Henry Souther,  
Walter S. Sprague,  
Charles Stanwood,  
Isaac H. Stearns,  
Walter B. Studley,  
James G. Tewksbury,  
Newell A. Thompson,  
Hubbard W. Tilton,  
John M. Tobin,

Messrs. Dexter A. Tompkins,  
George E. Towne,  
Jacob P. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
George Walker,  
Eben N. Wardwell,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Willard Wheeler,  
Rufus A. White,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
Joel B. Williams,  
Nathan S. Williams,  
Joseph Wilson,  
Charles Wing,  
George W. Woodwell,  
Charles W. Worcester,  
P. Ambrose Young.

Further proceedings under the call were dispensed with.

Mr. Adams of Newburyport moved that leave of absence be granted to Mr. Bates of Westfield, for one week; but leave was not granted. Leave of absence.

On motion of Mr. Livermore of Cambridge, the vote by which the House non-concurred with the Senate in an amendment to the bill authorizing the Cambridge Gas Light Company to increase its capital stock, was reconsidered; and the question being again put, the House again voted to non-concur. Cambridge Gas Light Co.

On motion of Mr. Mixter of Hardwick, the report, leave to withdraw, on the petition of D. P. Ives and others, was taken from the table and placed in the orders of the day for Monday. So. Reading Extension Railroad.

Mr. Potter of Arlington presented the remonstrance of the Arlington Lake Water Company; Fitchburg Railroad.

And Mr. Clark of Belmont the remonstrance of F. W. Chenery and others of Belmont;

Severally against the passage of the bill allowing the Fitchburg Railroad Company to construct a railroad across Spy Pond.

Severally referred to the committee on Railways and Canals.

Maverick  
Bridge.

Mr. Whitehouse of Boston, the petition of Lord, Locke & Company and others of Boston, in aid of the petition of N. Gibson & others ; which was referred to the committee on Harbors.

Westboro'  
Agricultural  
Society.  
Adulteration  
of milk.

Mr. Appleton of Southborough, the petition of the Westborough Agricultural Society, for incorporation.

Also, of the Milk Producers' Association, by a committee, for further legislation in regard to the adulteration of milk.

Severally referred to the committee on Agriculture.

Severally sent up for concurrence.

On motion of Mr. Whiting of Pembroke,—

Boston and  
Albany R.R.

*Ordered*, That the committee on Railways and Canals be directed to call upon the treasurer of the Boston and Albany Railroad to state what sums of money have been paid during the past three years to the several directors of the Western Railroad, what number of free tickets or passes have been issued by them respectively, and what other special privileges have been accorded to them in their official capacity. Sent up for concurrence.

On motion of Mr. Towne of Fitchburg,—

Stock divi-  
dends by  
manufactur-  
ing corpora-  
tions.

*Ordered*, That the committee on Manufactures report if any legislation is necessary with regard to the declaration of stock dividends on the part of manufacturing companies. Sent up for concurrence.

Issue of  
stock by rail-  
road corpora-  
tions.

Mr. Bates of Westfield, on leave, introduced a bill in relation to railroad corporations ; which was read and referred to the committee on Railways and Canals.

Isaac H. Ja-  
coy.

Mr. Bixby of North Bridgewater, on leave, introduced a resolve in favor of Isaac H. Jacoy ; which was read and referred to the committee on Claims.

Severally sent up for concurrence.

Succession  
taxes.

Mr. Gaylord of Boston, on leave, introduced a bill concerning registers of deeds ; which was read and referred to the committee on Probate and Chancery.

Charles Riv-  
and War-  
ren Bridges.

Mr. Cook of Gloucester, from the committee on Printing, to whom was referred the order relative to the expediency of printing 500 extra copies of the report of the committee on Charles River and Warren Bridges, reported in favor of printing that number of copies. Placed in the orders of the day for to-morrow.

### *Papers from the Senate.*

Notice was received from the Clerk of the Senate that the bills

Authorizing county commissioners to adjourn their courts from one shire town to another ;

County commissioners adjournments, &c., of offenders.  
Orders of the day.

In relation to the detection and apprehension of offenders ;  
Had severally been rejected by the Senate.

The orders of the day were taken up:

Bill concerning the preservation of certain birds, was on motion of Mr. Adams of Quincy postponed until Monday.

Resolves concerning Cape Cod Harbor at Provincetown ;  
and

Bills :

To change the name of the Boston New Church Union ;  
To incorporate the Union Print Works of Fall River ;  
To incorporate the Worcester Safe Deposit Company ;  
Were severally read and ordered to a third reading.

Resolve in favor of the American Colonization Society, was rejected.

Report, inexpedient, on an order relative to the jurisdiction of divorce cases, was accepted. Afterwards, on motion of Mr. Child of Boston, the vote accepting the report was reconsidered, and the subject was referred to the committee on Probate and Chancery.

Report, leave to withdraw, on the petition of Chester Clark, was accepted in concurrence.

Bills :

To authorize the school committees of Adams and Williamstown to establish a union graded school in the village of Blackinton ;

To confirm the sale of the Rockport Railroad to the Eastern Railroad Company ;

To incorporate the New England Agricultural Society ;

Were severally read and passed to be engrossed in concurrence.

Engrossed bills :

Bills passed.

Confirming the proceedings of the Cape Cod Central Railroad Company, in mortgaging their railroad property ;

To incorporate the Proprietors of Forest Hills Cemetery ;

(Which severally originated in the Senate ;)

To increase the capital stock of the Union Railway Company ;

To incorporate the Lawrence Savings Bank ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Adjourned.

MONDAY, March 9, 1868.

Met according to adjournment, the Speaker resuming the chair.

Fitchburg  
R. R.

Mr. Potter of Arlington presented the petition of A. W. Homer and others of Belmont, against the passage of an act authorizing the Fitchburg Railroad Company to build a railroad across Spy Pond.

Ware River  
R. R.

Mr. Bassett of Ware, the petition of Charles A. Stevens and others of Ware for leave to loan the credit of that town to take stock in the Ware River Railroad to an amount not exceeding \$100,000.

Severally referred to the committee on Railways and Canals.

First Parish  
of West  
Newbury.

Mr. Tewksbury of West Newbury, the petition of Moses P. Stanwood and others, to be incorporated as the Chapel Association of the First Parish of West Newbury; which was referred to the committee on Parishes and Religious Societies.

Maverick  
Bridge.

Mr. Buzzell of Boston, the petition of Lucius Slade and others; and

Mr. Howland of Lynn, the petition of Lamper and Brothers and others of Lynn;

Severally in aid of the petition of N. Gibson and others.

Staples &  
Phillips.

Mr. Dennett of Taunton, the petition of Staples & Phillips, for leave to straighten their wharf on Taunton Great River.

Severally referred to the committee on Harbors.

Mass. Agri-  
cultural Col-  
lege.

Mr. Ranney of Ashfield, the petition of F. Bartlett and others of Deerfield; and

Mr. Ward of Amherst, the petition of T. G. Huntington and others;

Severally in aid of the petition of the Massachusetts Agricultural College.

Severally referred to the committee on Agriculture.

Essex Coun-  
ty commis-  
sioners.

Mr. Howland of Lynn, the petition of Richard T. Dodge and others, for an inquiry into the doings of the county commissioners of Essex County; which was ordered to be referred to the special committee on that subject.

Severally sent up for concurrence.

Mr. Towne of Fitchburg, on leave, introduced a bill to authorize the New London Northern Railroad Company to establish a line of boats, and for other purposes; which was read and referred to the committee on Railways and Canals.

New London  
Northern  
R. R. Co.

Also a bill for the protection of trout; which was read and referred to the committee on the Fisheries.

Protection of  
trout.

Severally sent up for concurrence.

On motion of Mr. Wright of Lawrence,—

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the statutes that the earnings of the wife and minor children of a debtor shall be exempt from attachment by trustee process.

Exemption  
of earnings  
of wife, &c.,  
of debtor  
from trustee  
process.

Mr. Wilder of Boston, from the committee on Military Affairs, on an order of February 21, relative to the payment of state aid on account of dependent children, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

State aid to  
children over  
fourteen.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, to whom was referred the report of the committee of last year, on the subject of the maintenance of Charles River and Warren Bridges, reported, asking to be discharged from its further consideration, and recommending its reference to the committee on Harbors. The report was considered and accepted, and the committee discharged accordingly, and the report referred to the committee on Harbors. Sent up for concurrence.

Charles Riv-  
er and War-  
ren Bridges.

### *Papers from the Senate.*

The petition of the Providence and Worcester Railroad Corporation for an increase of its capital stock, was referred in concurrence to the committee on Railways and Canals.

Providence  
and Worcester  
R. R.

The remonstrance of W. H. H. Hinds and others of Groton against the annexation of Charlestown to Boston, was referred in concurrence to the committee on that subject.

Charlestown  
and Boston.

Bill to incorporate the East India Company, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Manufactures.

East India  
Co.

Resolve in favor of Oliver Nowell, passed to be engrossed in the Senate, came down and was read and referred to the committee on Finance.

Oliver Now-  
ell.

Reports of the committee on Agriculture—

Leave to withdraw on petition of the Berkshire Agricultural Society;

Bounties to  
Agricultural  
Societies.



Dog law.

Also inexpedient on an order of January 31, relative to the dog law ;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Removal of  
courts in  
Berkshire.

The petition of the members of the Berkshire bar for the removal of the courts from Lenox to Pittsfield, came from the Senate, that branch having concurred in referring the same to a special committee, and having appointed Messrs. Pitman, Sutton and Weston thereon.

And Messrs. Field of Shelburne, Howe of Bolton, Child of Boston, Haynes of Springfield, Bates of East Bridgewater, Chase of Haverhill, and Matheson of Boston, were joined on the part of the House.

The Speaker appointed Messrs. Stearns of Milford, DeWolf of Chester, Warren of Waltham, Bassett of Ware, Shortle of Provincetown, Williams of Monson, Flagg of Holyoke, Freeman of Chelsea, Jones of Douglas, and Perley of Bradford, as the committee on the part of the House under the order offered by Mr. Stearns concerning a Hospital for Inebriates.

Bills passed.

Engrossed bills :

To incorporate the Boston Corn Exchange ;

Concerning the Water Commissioners of the City of New Bedford ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in relation to the issue of arms to the Massachusetts Agricultural College, (which originated in the Senate,) was passed and signed and sent to the Senate.

Orders of the  
day.

The orders of the day were taken up.

Bill concerning the preservation of certain birds, was on motion of Mr. Potter of Arlington, postponed until to-morrow.

Report in favor of printing 500 extra copies of the report on Charles River and Warren Bridges, was accepted.

Report, leave to withdraw, on petition of D. P. Ives and others, was accepted and sent up for concurrence.

Resolve concerning Cape Cod Harbor at Provincetown, was laid upon the table.

Bill to change the name of the Boston New Church Union, was read and amended and passed to be engrossed, and sent up for concurrence.

Bill to incorporate the Union Print Works of Fall River, was laid upon the table.

Bill to incorporate the Worcester Safe Deposit Company, was read and passed to be engrossed in concurrence.

Adjourned.

TUESDAY, March 10, 1868.

Met according to adjournment.

A message was received from the Senate announcing the concurrence of that branch in the proposition for a joint convention on Wednesday, at 2½ o'clock, P. M., for the purpose of electing directors of the Boston and Albany Railroad Corporation.

State Direct-  
ors of Boston  
and Albany  
Railroad.

*Papers from the Senate.*

Engrossed bill to incorporate the Proprietors of Forest Hills Cemetery, passed to be enacted by the House, came from the Senate, amended by that branch. Under a suspension of the rule the amendment was concurred in.

Forest Hills  
Cemetery.

**Bills:**

To incorporate the Chelsea Beach and Saugus Bridge and Turnpike Company;

Chelsea  
Beach and  
Saugus  
Bridge and  
Turnpike  
Co.  
Salem Water  
Works.

In addition to an act for supplying the city of Salem with pure water;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

**Reports of the committee on Military Affairs—**

Leave to withdraw, on the several petitions of

M. S. Roberts and others;

Ephraim Higgins and others;

Commuta-  
tion.  
Drafted  
men.  
James Walsh  
and al.

James Walsh and Dennis Gorman; (the committee coming to the conclusion that no compensation is due to them from the Commonwealth;)

Edwin T. Cowell and others; (the committee coming to the conclusion that the petitioners have an equitable claim against the United States, but none against the Commonwealth;)

E. T. Cowell.

Lieutenant Gilman Saunders; (the committee coming to the conclusion that the petitioner may have a just claim against the United States, but no claim against the Commonwealth;)

Gilman  
Saunders.

8th Regim't,  
M.V.M.

Also, inexpedient to legislate, on an order of January 23, relative to the moneys paid to the 8th regiment; (for reasons see Senate Doc. No. 82;)

School  
books.

Also, report of the committee on Education, inexpedient, on an order of January 15, relative to school books;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Mary Ann  
Nolan.

The petition of Mary Ann Nolan, guardian of Katy and Robert Nolan, for an allowance to them, was referred in concurrence to the committee on Military Affairs.

Fishing in  
Connecticut  
River.

Mr. Wardwell of Swampscott, from the committee on the Fisheries, to whom was referred the report of the commissioner on the fisheries, reported a bill to regulate fishing in Connecticut River; which was read and ordered to a second reading.

Offences  
against the  
public  
health.

Mr. Lathrop of Huntington, from the committee on the Judiciary, reported that the bill concerning offences against the public health, ought not to pass.

Betterment  
law.

Also, that the Senate's amendment to the bill concerning the laying out, altering, widening and improving the streets of the several cities, ought to be concurred in.

Severally placed in the orders of the day for to-morrow.

Fitchburg  
R. R. Co.

Mr. Potter of Arlington presented the petition of F. M. Howe and others of Arlington, against the bill allowing the Fitchburg Railroad Company to construct a railroad across Spy Pond.

Mr. Clarke of Belmont, the petition of Luke Perkins and others of Watertown, in favor of the passage of said bill.

Severally referred to the committee on Railways and Canals.

Massachu-  
setts Agri-  
cultural Col-  
lege.

Mr. Lathrop of Huntington, the petition of P. Smith Williams and others; and

Mr. Mixter of Hardwick, the petition of Courtland Sanderson and others;

Severally in aid of the petition of the Massachusetts Agricultural College.

Severally referred to the committee on Agriculture.

Maverick  
Bridge.

Mr. Rich of Boston, the petition of Mosely & Hodgman and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

East Boston  
Ferry Co.

Mr. Buzzell of Boston, the remonstrance of Edward F. Porter and others, against the petition of the East Boston Ferry Company; which was referred to the committee on Harbors.

On motion of Mr. Collins of Boston,—

*Ordered*, That the committee on the sale of intoxicating License law. liquors consider the expediency of incorporating a provision into the bill to regulate the manufacture and sale of intoxicating liquors, allowing disabled unfon soldiers and sailors and the widows of soldiers and sailors who died in the war, to sell fermented liquors without the payment of a license fee, under such modifications and instructions as may be deemed judicious.

On motion of Mr. Thompson of Boston,—

*Ordered*, That the use of the green room be granted to Use of the green room. the New England Historic Genealogical Society on Wednesday, the first day of April, at such hour as they may select, with the approbation of the Sergeant-at-Arms, for a meeting of said society and the delivery of an eulogy on the life and public services of the late Governor John A. Andrew.

Mr. Potter of Greenfield, on leave, introduced a bill for Protection of trout, black bass, &c. the protection of trout, black bass and pickerel ; which was read and referred to the committee on the Fisheries.

Mr. Morton of Boston, on leave, introduced a bill to Electric Gas Lighting Co. incorporate the Electric Gas Lighting Company ; which was read and referred to the committee on Manufactures.

Severally sent up for concurrence.

Engrossed bills :

Bills passed.

To incorporate the Springfield Street Railway Company ;

To incorporate the Oak Bluffs Land and Wharf Company ;

Concerning witnesses for the Commonwealth in criminal cases ;

Repealing an act entitled an act concerning the challenging of jurors ;

To provide for the funding of the unfunded debt created in the construction of the Troy and Greenfield Railroad and Hoosac Tunnel ;

Relating to a cemetery in the town of Dorchester ;

(Which severally originated in the House of Representatives ;)

To confirm the sale of the Rockport Railroad to the Eastern Railroad Company ;

To incorporate the Webster Five Cents Savings Bank in the town of Webster ;

To authorize the South Boston Savings Bank to hold real estate ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves:

In favor of the Disabled Soldiers' Employment Bureau;

In relation to the report on the invertebrate animals of Massachusetts;

(Which severally originated in the House of Representatives;)

Were severally passed and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

The bill for the preservation of certain birds, was on motion of Mr. Blanchard of Boston recommitted to the committee on the Judiciary, with instructions to report a bill prohibiting the destruction of the birds mentioned therein, for three years.

Report on an order relative to the payment of state aid, was on motion of Mr. Wilder of Boston, laid upon the table.

Report, leave to withdraw, on the petition of the Berkshire Agricultural Society;

And report, inexpedient, on an order relative to the dog law;

Were severally accepted in concurrence.

State police.

On motion of Mr. Bird of North Chelsea, the bill to repeal chapter 249 of the acts of 1865, entitled an act to establish a state police, was taken from the table. And after discussion, the bill was on motion of Mr. Walker of Springfield, laid on the table.

On motion of Mr. Howland of Lynn,—

State police  
—Veto.

*Ordered*, That the joint committee of the two branches, to whom was referred the message of the Governor, returning the bill to repeal chapter 249 of the acts of 1865, &c., be requested to return said message to the House of Representatives. Sent up for concurrence.

Adjourned.

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WEDNESDAY, March 11, 1868.

Met according to adjournment.

Mass. Agri-  
cultural Col-  
lege.

Mr. Arnold of Northampton presented the petition of Ahira Lyman and thirty-four others, officers and members of the Hampshire, Franklin and Hampden Agricultural Society;

Mr. Field of Northfield, the petition of John M. Smith and others of the Franklin County Agricultural Society;

Severally in aid of the petition of the Massachusetts Agricultural College.

Severally referred to the committee on Agriculture.

Mr. Whitehouse of Boston, the petition of N. F. Bryant and others, in aid of the petition of N. Gibson and others. Referred to the committee on Harbors.

Maverick Bridge.

Mr. Williams of Worcester, the petition of E. A. Goodnow and others for the incorporation of the First National Fire Insurance Company of Worcester. Referred to the committee on Insurance.

First National Fire Ins. Co. of Worcester.

Severally sent up for concurrence.

Mr. Lane of Leominster, on leave, introduced a bill to authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad Company; which was referred to the committee on Railways and Canals. Sent up for concurrence.

Mansfield and Framingham R. R. Co.

Mr. Dana of Cambridge, on leave, introduced a bill to further amend the act incorporating the Howard Benevolent Society; which was read and referred to the committee on the Judiciary.

Howard Benevolent Society.

On motion of Mr. Brownell of Westport,—

*Ordered*, That the committee on Military Affairs consider the expediency of amending section 3, chapter 136 of the acts of 1867, which requires the selectmen of towns and the mayors and aldermen of cities to make their returns to the Auditor of the Commonwealth quarterly, by adopting the provisions of section 6, chapter 172 of the acts of 1866. Sent up for concurrence.

Returns under state aid law.

Mr. Lathrop of Huntington, from the committee on the Judiciary, to whom was recommitted the bill concerning the preservation of certain birds, with instructions, reported the same in a new draft, in accordance with said instructions.

Preservation of certain birds.

Mr. Tarbox of Lawrence, from the same committee, on an order of March 9, reported a bill to exempt from attachment the earnings of the wife and minor children of a debtor.

Exemption of earnings of wife, &c., of debtor from trustee process. Fire department in Lowell.

Mr. Tarbox, from the same committee, to whom was referred a bill to amend an act to establish a fire department in the town of Lowell, reported that the bill ought to pass.

Mr. Parsons of Brookline, from the committee on Finance, to whom was referred Senate resolve in favor of John McIntire and wife, reported that the same ought to pass.

John McIntire.

Mr. Wiley of North Andover, from the committee on Manufactures, to whom was recommitted the bill to change

Mass. Powder Works.

the name of the Massachusetts Powder Works, reported it in a new draft.

Newburyt  
and Plum  
Island Street  
Railway Co.

Mr. Towne of Fitchburg, from the committee on Horse Railways, on the petition of Joseph H. Smith and others, reported a bill to incorporate the Newburyport and Plum Island Street Railway Company.

Assessment  
of taxes.

Mr. Howland of Lynn, from the committee on the Judiciary, to whom was referred a bill repealing section 2, chapter 206 of the acts of 1865, reported a bill relating to the assessment of taxes.

Severally read and ordered to a second reading.

Tolls of grist  
mills.

Mr. Leonard of Somerset, from the committee on Manufactures, on the petition of Roland Yeamans and others, reported leave to withdraw. Placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Sandisfield  
Baptist So-  
ciety.

The petition of Orlo Burt and others, for confirmation of the organization of the Sandisfield Baptist Society in the town of Sandisfield, was referred in concurrence to the committee on Parishes and Religious Societies.

Shell-fish.

A bill in relation to shell-fish, introduced on leave in the Senate, was referred in concurrence to the committee on the Fisheries.

New busi-  
ness.

An order that no new business shall be introduced after Friday, March 20, was non-concurred in.

Dog law.

Report of the committee on Agriculture, leave to withdraw, on the petition of Nathan Pocknet and others, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

The bill concerning offences against the public health, on motion of Mr. Wallace of Pepperell, was laid on the table.

The House concurred in the Senate amendment to the bill concerning the laying out, widening and improving the streets of the several cities.

#### Bills:

To regulate fishing in Connecticut River;

To incorporate the Chelsea Beach and Saugus Bridge and Turnpike Company;

In addition to an act for supplying the city of Salem with pure water;

Were severally read a second time and ordered to a third reading.

Reports, leave to withdraw, on the several petitions of  
 M. S. Roberts and others ;  
 Ephraim Higgins and others ;  
 James Walsh and Dennis J. Gorman ;  
 Edwin S. Cowell and others ; and  
 Gilman Saunders ; and

Reports, inexpedient, on an order relative to the payment  
 of the Eighth Regiment for commutation of rations in 1861,  
 and also on an order relative to furnishing school books to  
 pupils in the public schools, at the cost of cities and towns ;  
 Were severally accepted in concurrence.

At 2½ o'clock, the hour specially assigned for a joint con-  
 vention of the two branches for the election of three direc-  
 tors of the Boston and Albany Railroad Corporation, on the  
 part of the State, the Senate came in, and its President  
 took the chair.

Directors of  
 the Boston  
 and Albany  
 Railroad.

A committee consisting of Messrs. Schouler of Essex and  
 Alexander of Hampden, of the Senate, and Messrs. Kit-  
 tredge of Hinsdale, Wilder of Boston, Thayer of Adams,  
 Lane of Leominster, and Williams of Taunton, of the  
 House, was appointed to receive, sort and count the votes.

Subsequently, Mr. Schouler, from the committee, reported :

Whole number of ballots, . . . . .	264
Necessary for a choice, . . . . .	133
Thomas F. Plunkett of Pittsfield had . . . . .	174

And he was elected, and declaration was made accordingly.  
 No other person received the requisite number, and the  
 convention proceeded to another ballot, and

Mr. Schouler, from the committee, reported :

Whole number of ballots, . . . . .	245
Necessary for a choice, . . . . .	123
William Mixter of Hardwick had . . . . .	162

And he was declared elected. No other person having  
 received the requisite number, the convention proceeded to  
 another ballot for one director, and

Mr. Alexander, from the committee, reported :

Whole number of ballots . . . . .	192
Necessary for a choice, . . . . .	97
Jonathan D. Wheeler of Grafton had . . . . .	152

And he was accordingly declared elected.

The convention was then dissolved, and the Senate  
 returned to its chamber.

Mr. Blasdel of Lexington moved that when the House  
 adjourn, it adjourn to Friday, at 2 o'clock, but the vote  
 being taken, the motion was lost.

Adjourn-  
 ment.



Edwin T.  
Cowell.

Mr. Lee of Manchester moved a reconsideration of the vote by which the House accepted in concurrence the report, leave to withdraw, on the petition of Edwin T. Cowell and others, and the motion was placed in the orders of the day for to-morrow.

Bills passed.

Engrossed bills:

To change the name of the Savings Institution in the town of Cambridge;

Making appropriations from the moiety of the income of the school fund applicable to educational purposes;

To repeal the 293d chapter of the acts of the year 1864, concerning the rights of railroad corporations to take land; (Which severally originated in the House of Representatives;)

To incorporate the proprietors of Forest Hills Cemetery;

To authorize the school committees of Adams and Williamstown to establish a union graded school in the village of Blackinton;

To incorporate the New England Agricultural Society;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Adjourned.

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THURSDAY, March 12, 1868.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport,—

New business.

*Ordered*, The Senate concurring, that no new business shall be introduced in either branch of the Legislature after the first day of April next. Sent up for concurrence.

North American Fire Ins. Co.

Mr. Collins of Boston presented the petition of the North American Fire Insurance Company of Boston, for power to insure against loss by fire perpetually; which was referred to the committee on the Judiciary.

Agricultural College.

Mr. Whiting of Pembroke, the petition of the Marshfield Agricultural Society, in aid of the petition of the Massachusetts Agricultural College; which was referred to the committee on Agriculture.

William Bradley.

Mr. Bradley of Tisbury, the petition of William Bradley of Edgartown, for compensation for services as superintendent of recruiting for Dukes County from November 24th, 1863, to March 31st, 1864; which was referred to the committee on Claims.

Mr. Goddard of Worcester, the petition of the council of the Boston Society of Natural History, for additional copies of Dr. Gould's work on the invertebrata of Massachusetts; which was referred to the committee on Education.

Invertebrata of Massachusetts.

Mr. Wilson of Boston, the petition of the selectmen and others of Beverly, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

Maverick Bridge.

Mr. Daniels of Medway, the petition of William B. Boyd and 61 others of Medway, in aid of the petition of Daniel J. Holbrook and others, for a new town to be named Andrew; and

Daniel J. Holbrook.

Mr. Ford of Wrentham, the remonstrance of E. S. Everett and others, against the same; which were severally referred to the committee on Towns.

Severally sent up for concurrence.

Mr. Bradley of Tisbury, from the committee on County Estimates, on the petition of Barnard C. Marchant, reported a bill fixing the salary of the treasurer of Dukes County; which was referred to the committee on Finance.

The orders of the day were taken up.

Orders of the day.

Bills:

To exempt from attachment the earnings of the wife and minor children of a debtor;

To amend an act to establish a fire department in the town of Lowell;

To change the name of the Massachusetts Powder Works;

To incorporate the Newburyport and Plum Island Street Railway Company; and

Resolve in favor of John McIntire and wife, were severally read a second time and ordered to a third reading.

The report (reference to the next General Court) on the petition of Roland Yeamans and others, for repeal of laws concerning grist-mill tolls, was laid upon the table.

The report (leave to withdraw) on the petition of Nathan Pocknet and others, for repeal of the dog laws so far as the District of Marshpee is concerned, was accepted in concurrence.

The bill in addition to an act for supplying the city of Salem with pure water, was passed to be engrossed in concurrence.

The motion to reconsider the vote by which the House accepted the report (leave to withdraw) on the petition of Edwin T. Cowell and others;

The bill concerning the preservation of certain birds; and

The bill relating to the assessment of taxes;  
Were severally postponed until to-morrow.

Boston and  
Albany R. R.

On motion of Mr. Potter of Arlington, the report (no legislation necessary) on the report of the state directors of the Western Railroad Corporation and the Boston and Albany Railroad Company, was taken from the table and placed in the orders of the day for to-morrow.

Union Print  
Works.

On motion of Mr. Gargan of Boston, the bill to incorporate the Union Print Works of Fall River, was taken from the table and placed in the orders of the day for to-morrow.

Adjourned.

FRIDAY, March 13, 1868.

Met according to adjournment.

New busi-  
ness.

On motion of Mr. Tompkins of Boston the vote by which the order offered yesterday by Mr. Jackman of Newburyport was adopted, was reconsidered, and on motion of Mr. Jackman the following order was substituted therefor, and was adopted and sent up for concurrence:—

*Ordered,* The Senate concurring, that no new business shall be introduced after the first day of April next, unless by a vote of two-thirds.

North Amer-  
ican Ins. Co.

On motion of Mr. Collins, of Boston, the vote by which the petition of the North American Insurance Company was referred to the committee on the Judiciary, was reconsidered, and the same was referred to the committee on Insurance and sent up for concurrence.

Williams-  
burg and N.  
Adams R. R.

Mr. Arnold of Northampton presented the petition of Joel Hayden and others, asking that sundry towns in Hampshire and Berkshire Counties may be authorized to loan their credit to aid the construction of the Williamsburg and North Adams Railroad.

Also, of Luke Lyman and others of Northampton, in aid of the same.

Mr. Kingman of Cummington, the petition of D. W. Lovell and others, for a law allowing that town to loan its credit for the same purpose.

Severally referred to the committee on Railways and Canals.

Maverick  
Bridge.

Mr. Buzzell of Boston, the petition of Albert P. Clark and others of Boston, in aid of the petition of N. Gibson

and others ; which was referred to the committee on Harbors.

Mr. Proctor of Lynn, the petition of Samuel S. Stowers S. S. Stowers. for re-imbursement of commutation paid under draft of May 19, 1864 ; which was referred to the committee on Military Affairs.

Mr. Tarbox of Lawrence, the petition of the trustees of Essex Savings Bank for power to hold real estate ; which was referred to the committee on Banks and Banking. Essex Savings Bank.

Mr. Kingman of Cummington, the petition of Henry S. Gere and others, in aid of the proposition of the fish commissioners to construct fish-ways at Holyoke and Turner's Falls. Fishways at Holyoke and Turner's Falls. ; which was referred to the committee on the Fisheries.

Severally sent up for concurrence.

Mr. Ross of Ipswich, the petition of Nathan Jewett and others for additional compensation for witnesses in courts ; which was referred to the committee on the Judiciary. Pay of witnesses.

Mr. Towle of Haverhill, on leave, introduced a bill to authorize B. Addison Sawyer to build a wharf ; which was read and referred to the committee on Harbors, and sent up for concurrence. B. Addison Sawyer.

Mr. Lathrop of Huntington, on leave, introduced a bill concerning the estates of deceased persons ; which was referred to the committee on Probate and Chancery. Estates of deceased persons.

Engrossed bills :

Bills passed.

Concerning the laying out, altering, widening and improving the streets of the several cities ;

In addition to an act to regulate the investments and securities of the Commonwealth ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Mr. Lane of Leominster, from the committee on Claims, on the petition of Priscilla Freeman, reported, asking to be discharged from the further consideration of the same, and recommending its reference to the joint committee to whom was referred the subject of the Indians of the Commonwealth. The report was considered, and the committee discharged, and the petition referred accordingly and sent up for concurrence. Priscilla Freeman.

Mr. Williams of Taunton, from the committee on Insurance, on petition of the Atlantic Mutual Fire and Marine Insurance Company, reported leave to withdraw. Placed in the orders of the day for to-morrow. Atlantic Mutual Fire and Marine Ins. Co. of Provincetown.

**Woburn.** Mr. Thompson of Boston, from the committee on Military Affairs, reported a resolve on the petition of the selectmen of Woburn; which was read and referred to the committee on Finance.

**Edgartown.** Mr. Hart of Fall River, from the committee on Claims, on petition of the selectmen of Edgartown, reported a resolve in favor of that town; which was read and referred to the committee on Finance.

**Isaac H. Jacoy.** Mr. Swain of Easton, from the same committee, reported that the resolve in favor of Isaac H. Jacoy ought to pass. Read and referred to the committee on Finance.

**Industrial School for Girls.** Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, on petition of the Trustees of the Industrial School for Girls, reported a resolve in favor of that school; which was read and referred to the committee on Finance.

**Sinking funds.** Mr. Walker of Springfield, from the committee on Finance, to whom was referred so much of the Governor's address as relates to the finances, reported a bill in relation to certain sinking funds of the Commonwealth. Read and ordered to a second reading.

**Asylum for the Blind.** Mr. Walker, from the same committee, also reported that the resolve in aid of the Perkins Institution and Massachusetts Asylum for the Blind, to meet its current expenses, ought to pass, and it was ordered to a second reading.

Also a resolve in favor of that institution, being a new draft of a resolve referred to them. Read and ordered to a second reading.

**State tax.** Mr. Parsons of Brookline, from the same committee, directed to report a bill concerning a state tax, reported a bill to apportion and assess a state tax of two million dollars. Read and ordered to a second reading.

**Treasurer of Dukes County.** Mr. Williams of Worcester, from the same committee, reported that the bill fixing the salary of the treasurer of Dukes County ought to pass. Ordered to a second reading.

**Abington Savings Bank.** Mr. Farnum of Blackstone, from the committee on Banks and Banking, on petition of Sumner Shaw and others, reported a bill to incorporate the East Abington Savings Bank. Read and ordered to a second reading.

### *Papers from the Senate.*

**H. D. Parker & Co.** The petition of H. D. Parker & Co. of Boston, to be paid for meals furnished to three major-generals with their staffs, acting as a military board in 1861, and to persons engaged at the state house in transcribing muster rolls, &c., in 1864,

was referred to the committee on Military Affairs, in concurrence.

**Bills :**

To incorporate the Massachusetts Society for the Prevention of Cruelty to Animals ;

Mass. Soc.  
for Preven-  
tion of Cru-  
elty to Ani-  
mals.  
Bolton and  
Hudson.

To annex a part of the town of Bolton to the town of Hudson ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

The orders of the day were taken up.

Orders of the  
day.

The House agreed to the motion to reconsider the vote by which the report, leave to withdraw, on petition of Edwin T. Cowell and others was accepted, and on motion of Mr. Lee of Manchester, the report was recommitted to the committee on Military Affairs, with instructions to report the facts in the case.

Bill concerning the preservation of certain birds ; and

Bill relating to the assessment of taxes ;

Were severally read and ordered to a third reading.

Bill to regulate fishing in Connecticut River, was committed to the committee on the Judiciary, on recommendation of the committee on Bills in the Third Reading.

Report that no legislation is necessary on the report of the directors of the Western and Boston and Albany Railroad Corporations, was accepted and sent up for concurrence.

Bill to incorporate the Union Print Works of Fall River, was read, and passed to be engrossed in concurrence. Afterwards, Mr. Jackman of Newburyport moved a reconsideration of the vote accepting the report, and the motion was placed in the orders of the day for to-morrow.

**Bills :**

To exempt from attachment the earnings of the wife and minor children of a debtor ;

To amend an act to establish a fire department in the town of Lowell ;

To change the name of the Massachusetts Powder Works ;

To incorporate the Newburyport and Plum Island Street Railway Company ; and

Resolve in favor of John McIntire and wife ;

Were severally read and passed to be engrossed, the last named in concurrence, and the others sent up for concurrence.

Bill to repeal  
prohibitory  
law.

Mr. Blanchard of Boston moved that the bill to repeal chapter 86 of the General Statutes, &c., be taken from the table, but the motion was rejected.

Adjourned.

SATURDAY, March 14, 1868.

Met according to adjournment.

Chair.

The Speaker, by authority of the 17th rule of the House, requested Mr. Train of Boston to perform the duties of the Chair, and accordingly Mr. Train took the chair.

Exemption  
of earnings  
of wife, &c.,  
of debtor  
from attach-  
ment.

Mr. Lathrop of Huntington moved a reconsideration of the vote by which the bill to exempt from attachment the earnings of the wife and minor children of a debtor, was passed to be engrossed ; but the motion was rejected.

Mass. Agri-  
cultural Col-  
lege.

Mr. Field of Northfield presented the petition of S. S. Holton and others of Montague ; and

Mr. Wallace of Pepperell, the petition of John Johnson and seventy-one others ;

Severally in aid of the petition of the Massachusetts Agricultural College.

Severally referred to the committee on Agriculture.

Malachi  
Clark.

Mr. Ordway of Boston, the petition of Malachi Clark for authority to drive piles on the southerly side of Mount Washington Avenue Bridge.

Joseph  
Gregory.

Mr. Brown of Marblehead, the petition of Joseph Gregory of that town for leave to extend his wharf.

Severally referred to the committee on Harbors.

Indians of  
Gay Head.

Mr. Abbott of Middleborough, the petition, of Zaccheus Howwoswee and others, selectmen of Gay Head, that the treasurer of that district may be appointed trustee of certain funds ; which was referred to the committee on Indian Affairs.

D. Cromp-  
ton.

Mr. Bird of North Chelsea, the petition of D. Crompton to be paid for military services ; which was referred to the committee on Military Affairs.

Edward S.  
Goulston.

Mr. McDuffie of Cambridge, the petition of Edward S. Goulston and others, to be incorporated as a literary association, under the name of The Progress ; which was referred to the committee on Education.

Severally sent up for concurrence.

Town of Lex-  
ington and  
Lexington  
Hotel Co.

Mr. Blasdel of Lexington, on leave, introduced a bill to authorize the town of Lexington to loan its credit to, or

subscribe to stock in, the Lexington Hotel Company ; which was read and referred to the committee on Mercantile Affairs, and sent up for concurrence.

On motion of Mr. Williams of Taunton,—

*Ordered*, That the Insurance Commissioner be requested to report to the Legislature, in anticipation of the publication of the complete report, a brief and summary tabular statement of the condition of the several insurance companies incorporated in this Commonwealth, as soon as the same can be conveniently done. Statement of Insurance Commissioner.

On motion of Mr. Gargan of Boston,—

*Ordered*, That the committee on Military Affairs be instructed to report to the House all the facts connected with troops called out under proclamation of the President or the Governor, asking compensation for services rendered previous to their becoming subject to the control of the United States authorities, and what sum would be necessary to satisfy such claims. Sent up for concurrence. Military claims.

Mr. Kittredge of Hinsdale, from the committee on Banks and Banking, on petition of the Chelsea Savings Bank, reported a bill to authorize that bank to hold real estate. Chelsea Savings Bank.  
Read and ordered to a second reading.

### *Papers from the Senate.*

The petition of Nathan Crocker and others, in aid of the petition of the Massachusetts Agricultural College, was referred, in concurrence, to the committee on Agriculture. Mass. Agricultural College.

The petition of Abijah Wood and others, relative to the removal of pauper children from the towns where they belong, was referred, in concurrence, to the committee on Public Charitable Institutions. Abijah Wood and others: Removal of pauper children.

The petition of S. S. Fowler and others, for a law allowing persons to change the channels of streams for milling and manufacturing purposes, was referred, in concurrence, to the committee on Manufactures. S. S. Fowler and others.

The petition of A. H. Allen, to be paid for mattresses furnished the 11th regiment, was referred, in concurrence, to the committee on Military Affairs. A. H. Allen.

The annual report of the Adjutant-General, with the report of the Quartermaster-General, was referred, in concurrence, to the same committee. Adjutant-General's Report.

*Ordered*, In concurrence, that the committee on the Fisheries be authorized to visit such places in the Commonwealth as, in their opinion, may be necessary, to obtain Committee on Fisheries.



information in relation to matters which they have under consideration.

Committee  
to send for  
persons and  
papers.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions, in the consideration of the several matters referred to them, have authority to send for persons and papers.

Mass. Agri-  
cultural Col-  
lege report.

*Ordered*, In concurrence, that the joint committee on Printing consider and report how the 2,000 extra copies of the report of the Massachusetts Agricultural College shall be distributed.

County com-  
missioners,  
and auditing  
county ac-  
counts.

An order from the Senate appointing Messrs. Wilcox, Avery and Brooks, with such members of the House as may be joined, a committee to consider what further legislation is necessary in relation to county commissioners and the auditing of the accounts of county officers, was concurred in, and the Speaker took time to appoint the committee on the part of the House.

Joint rules.

An order from the Senate "that Rule 8 of the joint rules and orders be amended by striking out in line 2 the word 'cause,' and insert the word 'lay;' also by striking out 'to be laid,' in the same line," was on motion of Mr. Howland of Lynn referred to the joint committee on rules and orders, revived for this purpose. Sent up for concurrence.

Proprietors  
of New South  
Meeting-  
House in  
Boston.

Bill concerning the Proprietors of the New South Meeting-House in Boston, and the disposition of their estate, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

#### Resolves :

David E.  
Blackstock.  
Andrew Fal-  
vey.

In favor of David E. Blackstock and others ;

In favor of Andrew Falvey ;

Passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on Finance.

Cambridge  
Gas Light  
Co.

Bill authorizing the Cambridge Gas Light Company to increase its capital stock, came from the Senate, that branch having insisted upon its amendment thereto. Placed in the orders of the day for Monday.

#### Bills :

Tremont  
Mills.

To increase the capital stock of the Proprietors of the Tremont Mills ;

Suffolk Man-  
ufacturing  
Co.

To increase the capital stock of the Suffolk Manufacturing Company ;

Came from the Senate, that branch having in each case non-concurred in the amendments adopted by the House.

The House voted in each case to recede from its amendments.

Report, leave to withdraw, on petition of Andrew J. Borden and others, accepted in the Senate, came down, and was placed in the orders of the day for Monday. Safety Fund Savings Bank in Fall River.

The orders of the day were taken up. Orders of the day.

The motion to reconsider the vote by which the bill to incorporate the Union Print Works of Fall River was passed to be engrossed, was on motion of Mr. Jackman of Newburyport postponed until Tuesday.

**Bills :**

Fixing the salary of the treasurer of Dukes County ;

To incorporate the East Abington Savings Bank ; and

**Resolves :**

In favor of the Perkins Institution and Massachusetts Asylum for the Blind ;

In aid of the same, to meet its current expenses ;

Were severally read and ordered to a third reading.

Bill to annex a part of the town of Bolton to the town of Hudson, was read and ordered to a third reading.

Report on the petition of the Atlantic Mutual Fire and Marine Insurance Company, was on motion of Mr. Williams of Taunton recommitted to the committee on Insurance, with instructions to hear the parties.

Bill to incorporate the Massachusetts Society for the Prevention of Cruelty to Animals, was read and ordered to a third reading.

**Bills :**

Concerning the preservation of certain birds ;

Relating to the assessment of taxes ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to apportion and assess a state tax of \$2,000,000, was on motion of Mr. Child of Boston postponed until Monday.

Adjourned.

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MONDAY, March 16, 1868.

Met according to adjournment, the Speaker in the chair.

Engrossed bills :

To authorize the town of Hadley to take stock in the Northampton, Hadley and Amherst Street Railway Company; Bills passed.

To authorize the county commissioners of the County of Hampden to construct two dikes in the town of West Springfield;

(Which severally originated in the House of Representatives;)

In addition to an act for supplying the city of Salem with pure water;

To incorporate the Worcester Safe Deposit Company;

(Which severally originated in the Senate;)

Were severally passed to be enacted and signed and sent to the Senate.

Engrossed resolve in favor of John McIntire and wife, (which originated in the Senate,) was passed, and signed and sent to the Senate.

Williams-  
burg and N.  
Adams R. R.

Mr. Kingman of Cummington presented the petition of Aaron Stevens and others of Worthington, for authority to loan the credit of that town to aid the construction of the Williamsburg and North Adams Railroad.

Also, of Patrick Bryant and others of Chesterfield, for authority to loan the credit of that town for the same purpose.

Severally referred to the committee on Railways and Canals.

Essex Merri-  
mack Bridge.

Mr. Adams of Newburyport, the petition of the Proprietors of the Essex Merrimack Bridge, against the petition of E. B. Fifield and others; which was referred to the committee on Roads and Bridges.

Susan E.  
Williams.

Mr. Bird of North Chelsea, the petition of Susan E. Williams, a member of the Punkapog tribe of Indians for aid; which was referred to the committee on Claims.

Maverick  
Bridge.

Also, the petition of Andrew Burnham and others, in aid of the petition of N. Gibson and others; which was referred to the committee on Harbors.

Severally sent up for concurrence.

Women's  
suffrage.

Mr. Brown of New Bedford, the petition of Sarah H. Cowing and others of Weymouth, for the right of suffrage to women; which was referred to the committee on the Judiciary.

Harvard  
Skating Rink  
Co.

Mr. Hobbs of Roxbury, on leave, introduced a bill to incorporate the Harvard Skating Rink Company; which was read and referred to the committee on Mercantile Affairs, and sent up for concurrence.

Walter Hey-  
wood Chair  
Co.

Mr. Towne of Fitchburg, on leave, introduced a bill to incorporate the Walter Heywood Chair Company; which

was read and referred to the committee on Manufactures, and sent up for concurrence.

The 36th annual report of the Trustees of the Perkins Institution and Massachusetts Asylum for the Blind was received and referred to the committee on Public Charitable Institutions, and sent up for concurrence.

Perkins Institution and Asylum for the Blind.

The annual report of the commissioner of savings banks was received and referred to the committee on Banks and Banking, and sent up for concurrence.

Commissioner of savings banks report.

Mr. Collins of Boston, on leave, introduced a bill for the protection of railroad employés; which was referred to the committee on the Judiciary.

Protection of railroad employés.

Mr. Howland of Lynn, from the committee on the Judiciary, reported in a new draft the bill to regulate fishing in the Connecticut River. Read and ordered to a second reading.

Fishing in Connecticut River.

The orders of the day were taken up.

Orders of the day.

Bill to incorporate the Chelsea Beach and Saugus Bridge and Turnpike Company, was read and passed to be engrossed in concurrence.

Bill in relation to certain sinking funds of the Commonwealth, was on motion of Mr. Rich of Boston, postponed until to-morrow.

Bills:

To apportion and assess a state tax of \$2,000,000;

To authorize the Chelsea Savings Bank to hold real estate;

Concerning the Proprietors of the New South Meeting-House in Boston, and the disposition of their estate;

Were severally read and ordered to a third reading.

Bill authorizing the Cambridge Gas Light Company to increase its capital stock, was considered.

Mr. Rich of Boston moved that the House recede from its disagreement to the amendment adopted by the Senate.

This motion was rejected, and on motion of Mr. Jackman of Newburyport, the House voted to insist, and to ask for a committee of conference on the subject-matter of difference between the two branches. The chairman took time to appoint the committee.

Report, leave to withdraw, on the petition of Andrew J. Borden and others, was accepted in concurrence.

Bills:

Fixing the salary of the treasurer of Dukes County;

To incorporate the East Abington Savings Bank; and

## Resolves:

In aid of the Perkins Institution and Massachusetts Asylum for the Blind, to meet its current expenses;

In favor of the Perkins Institution and Massachusetts Asylum for the Blind;

Were severally read, and passed to be engrossed and sent up for concurrence.

Bill to incorporate the Massachusetts Society for the Prevention of Cruelty to Animals, was read and passed to be engrossed in concurrence.

Perkins Institution and Asylum for the Blind.

Mr. Child of Boston moved a reconsideration of the vote by which the resolve in favor of the Perkins Institution and Massachusetts Asylum for the Blind was passed to be engrossed; but the motion was rejected.

State police.

On motion of Mr. Tarbox of Lawrence, the bill to repeal chapter 249 of the acts of the year 1865, entitled an act to establish a state police, &c., was taken from the table, and postponed and specially assigned for Thursday next, at 2½ o'clock, P. M.

Adjourned.

TUESDAY, March 17, 1868.

Met according to adjournment.

South Danvers.

Mr. Stevens of South Danvers presented the petition of the town of South Danvers for a change of name to the town of Peabody.

D. J. Holbrook.

Mr. Daniels of Medway, the petition of Charles Hament and others, in aid of the petition of D. J. Holbrook and others.

Severally referred to the committee on Towns.

Maverick Bridge.

Mr. Burbeck of Salem, the petition of the mayor and city council of Salem; and

Mr. Tompkins of Boston, the petition of John Davis & Son and others;

Severally in aid of the petition of N. Gibson and others.

Severally referred to the committee on Harbors.

Williamsburg and N. Adams R. R.

Mr. Kittredge of Hinsdale, the petition of Josiah Allen and others of Windsor, for authority to loan the credit of that town to aid the construction of the Williamsburg and North Adams Railroad.

Mr. Lathrop of Huntington, the petition of Elbert Langdon and others of Westhampton, for authority to loan the credit of that town to the same road.

Mr. Thayer of Adams, the petition of Edward R. Tinker and others of Adams, for the same authority to that town.

Severally referred to the Committee on Railways and Canals.

Mr. Knowlton of Upton, the petition of A. C. Mayhew and others, in aid of the petition of the Massachusetts Agricultural College; which was referred to the committee on Agriculture.

Mass. Agricultural College.

On motion of Mr. Allen of Newton,—

*Ordered*, That the committee on Education consider and report on the expediency of supplying to each town library in the state a copy of the two volumes of Horace Mann's lectures and reports, recently published, and in cases where town libraries may not be in existence, to the school committees of such towns, to be by them retained and accessible to teachers and others, under proper restrictions, until a town library shall be formed. Sent up for concurrence.

Horace Mann's lectures, &c., for town libraries.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That the committee on the Judiciary inquire into the expediency of creating a lien in favor of the vendors of goods, wares and merchandise, where the same are sold payable on or before the expiration of thirty days from the time of the sale thereof.

Vendors' lien.

Mr. King of Boston, on leave, introduced a bill further to protect the property and rights of married women; which was read and referred to the committee on the Judiciary.

Property of married women.

Mr. Bates of Westfield, from the committee on Probate and Chancery, on the petition of A. C. Chandler, for a divorce, reported leave to withdraw. Placed in the orders of the day for to-morrow.

A. C. Chandler.

Mr. Bates also obtained leave to introduce a bill in relation to divorce, which, under a suspension of the rule requiring it to be referred to a committee, was read and ordered to a second reading.

Divorce.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of February 4, reported a bill authorizing county commissioners to discontinue accepted town and private ways. Read and ordered to a second reading.

Discontinuance of accepted town and private ways.

Mr. Tarbox of Lawrence, from the same committee, reported that the bill concerning sidewalks in the city of Lawrence, ought to pass. Ordered to a second reading.

Sidewalks in Lawrence.

Mr. Adams of Quincy, from the committee to whom was referred the Governor's message returning with his objections the bill to repeal chapter 249 of the acts of 1865, to

State police.

establish a state police, in compliance with a request of the two houses, returned the message to the House.

Mr. Adams also submitted a report on the subject concluding that no further case should be presented to the supreme judicial court for its consideration, and asking for further time to examine into the expediency of further legislation on the subject. The report was placed in the orders of the day for to-morrow.

Samuel  
Fowler.

Mr. Howland of Lynn, from the committee on the Judiciary, on the petition of Samuel Fowler, reported leave to withdraw.

Classification,  
&c., of  
convicts.

Mr. Train of Boston, from the same committee, reported that Senate bill for the better classification and reformation of convicts ought not to pass.

Annexation  
of Dorchester.

Mr. Daniell of Needham, from the committee on Towns, on the petition of Marshall P. Wilder and others, reported leave to withdraw, at their request.

These reports were severally placed in the orders of the day for to-morrow.

Mary Ann  
Nolan.

Mr. Thompson of Boston, from the committee on Military Affairs, reported a resolve on the petition of Mary Ann Nolan, guardian of Katy Nolan and Robert Nolan. Read and referred to the committee on Finance.

Cape Cod  
Harbor.

On motion of Mr. Shortle of Provincetown, the resolve concerning Cape Cod Harbor at Provincetown, was taken from the table, and on motion of Mr. Pierce of Boston, it was postponed and specially assigned for consideration at 2½ o'clock, to-morrow.

State aid to  
children over  
fourteen  
years.

On motion of Mr. Jackman of Newburyport, the report on an order relative to the payment of state aid on account of children over fourteen years of age; and the

Offences  
against pub-  
lic health.  
Tolls of grist-  
mills.

Bill concerning offences against the public health; and the Report on the petition of Roland Yeamans and others;

Were severally taken from the table and placed in the orders of the day for to-morrow.

Report of  
state con-  
stable.

On motion of Mr. Jackman of Newburyport, the report of the state constable was taken from the table, and referred to the committee on Intoxicating Liquors and the State Constabulary, and sent up for concurrence.

Orders of the  
day.

The orders of the day were taken up.

The motion to reconsider the vote by which the bill to incorporate the Union Print Works of Fall River was passed to be engrossed, was agreed to. The bill was then amended,

on motion of Mr. Jackman of Newburyport, by striking out section 8, and inserting the following instead :

Any corporation manufacturing cotton or woollen goods in the city of Fall River for print goods, may hold stock not exceeding twenty-five per cent. of their capital stock not otherwise employed in said print works, provided said corporation shall have so decided by a vote of two-thirds in number and value of its stock represented at any meeting called for the purpose. The bill was passed to be engrossed.

Afterwards, on motion of Mr. Parsons of Brookline, the vote by which the bill was passed to be engrossed was reconsidered, and the vote by which the bill was amended was reconsidered, and the amendment was rejected. The bill was then amended, on motion of Mr. Hart of Fall River, by inserting the words "in Fall River" after "corporation," in the first line of the third section, and passed to be engrossed, and sent up for concurrence in the amendment.

Bill in relation to certain sinking funds of the Commonwealth, was on motion of Mr. Walker of Springfield postponed and specially assigned for Monday, at 2½ o'clock.

Bill to regulate fishing in Connecticut River was read and ordered to a third reading.

**Bills :**

To apportion and assess a state tax of \$2,000,000 ;

To authorize the Chelsea Savings Bank to hold real estate ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill to annex a part of the town of Bolton to Hudson ; and

Bill concerning the Proprietors of the New South Meeting-House in Boston, and the disposition of their estate, were read and passed to be engrossed in concurrence.

**Engrossed bills :**

**Bills passed.**

To increase the capital stock of the Proprietors of the Tremont Mills ;

To increase the capital stock of the Suffolk Manufacturing Company ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

The Speaker appointed Messrs. Train of Boston, Child of Boston, and Jackman of Newburyport, as the committee of conference on the part of the House on the subject-matter of difference between the two branches on the bill authoriz-

**Committee appointed.**



ing the Cambridge Gas Light Company to increase its capital stock.

Adjourned.

WEDNESDAY, March 18, 1868.

Met according to adjournment.

Removal of  
Berkshire  
courts.

Mr. Thayer of Adams presented the petitions of James M. Waterman and others of Williamstown; T. K. Plunkett and others of Hinsdale; Valorous Chilson and others of Clarksburg; John Crosby, Jr., and others of Stockbridge; John C. West and others of Pittsfield; and L. M. Hayden and others of Adams; severally in aid of the petition of William H. Swift and others, members of the Berkshire bar, for the removal of the courts from Lenox to Pittsfield. Severally referred to the committee on that subject.

Mass. Agri-  
cultural Col-  
lege.

Mr. Porter of Hatfield, the petitions of George C. Gibbs and others; F. F. Fay and others; and Oliver Mason and others; severally in aid of the petition of the Massachusetts Agricultural College. Severally referred to the committee on Agriculture.

Fitchburg  
Railroad.

Mr. Tompkins of Boston, the petition of S. G. Damon and others of Arlington, against allowing the Fitchburg Railroad Company to extend their track across Spy Pond; which was referred to the committee on Railways and Canals.

Rollstone  
Congrega-  
tional So-  
ciety.

Mr. Towne of Fitchburg, the petition of Moses Wood and others of that town, to be incorporated as the Rollstone Congregational Society; which was referred to the committee on Parishes and Religious Societies.

Hyannis  
Savings  
Bank.

Mr. Chase of Yarmouth, the petition of E. N. Winslow and others, for a savings bank in Hyannis; which was referred to the committee on Banks and Banking.

License law.

Mr. Cushing of Holliston, the petition of Alpheus Clark and others of Sherborn, for a law authorizing the manufacture and sale of native wines and cider without a license; which was referred to the committee on the Sale of Intoxicating Liquors, &c.

Highway  
and bridge  
over North  
River.

Mr. Bonney, of Hanover, the petition of Edward Y. Perry and others, that the county commissioners of Plymouth County may be authorized to build a highway and bridge over North River in Marshfield and South Scituate; which was referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

On motion of Mr. Williams of Taunton,—

*Ordered*, That the committee on the Judiciary consider the expediency of further legislation giving power to mayors and aldermen of cities to construct sidewalks at the expense of abutters. Sidewalks in cities.

Mr. Adams of Quincy, on leave, introduced resolutions expressive of sympathy for the people of Crete; which were read and referred to the committee on Federal Relations, and sent up for concurrence. Sympathy with Cretans.

Mr. Cawley of Boston, from the committee on Public Charitable Institutions, on the petition of Thomas Jeffers and others, reported a resolve in favor of schools among the Indians of Gay Head. Indian schools.

Mr. Gould of Brewster, from the same committee, on the petition of Barnard C. Marchant, reported a resolve in favor of Barnard C. Marchant, guardian of certain Indians in Dukes County. Barnard C. Marchant, guardian.

Severally read and referred to the committee on Finance.

Mr. Rich of Boston, from the committee on Finance, reported that the resolve in favor of Andrew Falvey, ought to pass. *Ordered* to a second reading. Andrew Falvey.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on the petition of John S. Tyler and others, reported leave to withdraw. Non-payment of negotiable instruments.

Mr. Lathrop of Huntington, from the same committee, on the petition of Nathan Jewett and others, reported leave to withdraw. Witness fees.

Mr. Train of Boston, from the same committee, on an order of February 28, relative to the furious driving of horses, reported inexpedient to legislate. Furious driving of horses.

These reports were severally placed in the orders of the day for to-morrow.

Mr. Parsons of Brookline, from the committee on Finance, reported that the resolve on the petition of the selectmen of Woburn, ought to pass. Selectmen of Woburn.

Mr. Bixby of North Bridgewater, from the same committee, reported that the resolve in favor of Isaac H. Jacoy, ought to pass. Isaac H. Jacoy.

Severally ordered to a second reading.

Mr. Adams of Quincy, from the committee on the Judiciary, to whom was referred the bill for the protection of railroad employes, reported it in a new draft, entitled a bill to extend the liability of railroad corporations for injuries to their servants and agents. Protection of railroad employes.

Better enforcement of the laws.

Albany St. Freight Railway Co.

Mr. Adams also reported the bill for the better enforcement of the laws, in a new draft.

Mr. Potter of Greenfield, from the committee on Horse Railways, reported the bill to incorporate the Albany Street Freight Railway Company, in a new draft.

Severally read and ordered to a second reading.

Communication from Insurance Commissioner.

The Speaker presented a statement from the Insurance Commissioner, in reply to an order of March 14. Laid on the table and ordered to be printed.

### *Papers from the Senate.*

Town of Sheffield.

The petition of Edward Ensign and others of Sheffield, that that town may have authority to raise money for the payment of land damages necessary for the construction of the Sheffield Railroad, was referred to the committee on Railways and Canals, in concurrence.

Great Barrington Water Co.

Bill to incorporate the Great Barrington Water Company, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Mercantile Affairs.

Soldiers' National Cemeteries.

Communications from commissioners having charge of the Soldiers' National Cemeteries at Gettysburg and Sharpsburg, (received in the Senate with a message from the Governor,) were referred in concurrence to the committee on Federal Relations.

Insolvent estates of deceased persons.

Bill relating to insolvent estates of deceased persons, being a new draft of House bill entitled bill relating to estates of deceased persons, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Probate and Chancery.

School district system.

Report, inexpedient, on an order of February 27, relative to abolishing the school district system, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Bill passed.

Engrossed bill, to change the name of the Massachusetts Powder Works, (which originated in the House of Representatives,) was passed to be enacted, and signed and sent to the Senate.

Sinking funds.

On motion of Mr. Walker of Springfield, the vote by which the bill in relation to certain sinking funds of the Commonwealth was postponed and specially assigned for Monday, at 2½ o'clock, was reconsidered, and the bill was then postponed and specially assigned for Tuesday, at the same hour.

The orders of the day were taken up.

Orders of the day.

Bill authorizing county commissioners to discontinue accepted town and private ways, was on motion of Mr. Parsons of Brookline, postponed until to-morrow.

Bill concerning sidewalks in the city of Lawrence, was read and ordered to a third reading.

Bill for the better classification and reformation of convicts was rejected.

Bill in relation to divorce, was read and referred to the committee on Probate and Chancery.

Reports:

Leave to withdraw, on the petition of Augustus C. Chandler;

Also, leave to withdraw, on the petition of Samuel Fowler;  
Were severally accepted.

Report of the joint committees of the Judiciary, on the facts relative to the presentation of the bill to repeal chapter 249 of the acts 1865, to the Governor; and

Report, leave to withdraw, on the petition of Marshall P. Wilder and others;

Were severally accepted and sent up for concurrence.

Report, inexpedient, on an order relative to the payment of state aid, &c.; and

Bill concerning offences against the public health;

Were severally, on motion of Mr. Dennett of Taunton, postponed until to-morrow.

Report, reference to the next General Court, on the petition of Roland Yeamans and others, was on motion of Mr. Bates of Westfield, recommitted to the committee on Manufactures, with instructions to report a bill amending or repealing the 66th section of the 149th chapter of the General Statutes.

Bill to regulate fishing in Connecticut River, was read and passed to be engrossed and sent up for concurrence.

The resolve concerning Cape Cod Harbor at Provincetown, specially assigned for consideration at 2½ o'clock, was called up, and was read a third time.

Cape Cod Harbor.

Mr. Adams of Quincy, moved to amend the resolve by substituting the following:—

*Resolved*, That His Excellency the Governor is respectfully requested to once more call the attention of our senators and representatives in Congress to the necessity of obtaining an appropriation of \$150,000 for the preservation of Cape Cod Harbor, and to urge upon them a prompt presentation of this most important measure.

On motion of Mr. Rogers of Orleans, the previous question was ordered.

The amendment was rejected, 56 to 71.

The question being on passing the resolve to be engrossed, On motion of Mr. Adams the yeas and nays were ordered.

And the roll being called, there were eighty yeas and sixty-five nays.

And the resolve was passed to be engrossed and sent up for concurrence.

The yeas and nays were as follows :

## YEAS.

Messrs. George E. Allen,  
William F. Arnold,  
John H. Bange,  
Henry Bassett,  
C. C. Bixby,  
William H. Burbeck,  
James Capen,  
Thomas H. Carruth,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
George P. Cox,  
Seth Crowell,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Charles H. Drew,  
Charles H. Fiske,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Samuel T. Field,  
Thomas J. Field,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Abraham G. Hart,  
Anson P. Hooker,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
Dexter S. King,  
William A. King,  
Charles J. Kittredge,  
William Knowlton,  
Edward H. Lathrop,  
Roger H. Leavitt,

Messrs. Joseph B. Lombard,  
George H. Long,  
John McDuffie,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
Weaver Osborn,  
Thomas Parsons,  
George H. Peirson,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Otis Rich,  
Ensign B. Rogers,  
Otis T. Ruggles,  
John Runey,  
Wm. Seaver, of Roxbury,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Charles Stanwood,  
James G. Tewksbury,  
Shepherd Thayer,  
S. K. Towle,  
George E. Towne,  
Mason Van Dusen,  
William H. Waitt,  
George Walker,  
Eben N. Wardwell,  
Royal S. Warren,  
Thomas S. Waters,

**Messrs.** Willard Wheeler,  
Rufus A. White,  
Sydney F. Whitehouse,

**Messrs.** Benjamin J. Williams,  
Warren Williams,  
Wm. H. P. Wright.

**NAYS.**

**Messrs.** John Quincy Adams,  
William G. Bates,  
P. A. Beaman,  
Charles Bird, Jr.,  
Charles Bradley,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Patrick A. Collins,  
Henry H. Cook,  
Orlando B. Crane,  
Thomas Cunningham,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles A. Fox,  
Andrew J. Freeman,  
Frederick W. Field,  
J. Otis Hale,  
Joseph H. Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
J. R. Huntington,  
William D. Jones,  
Richmond Kingman,  
Howard M. Lane,

**Messrs.** Joseph Leavitt,  
James L. Locke,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
Isaac H. Meserve,  
Henry Newton,  
John P. Ordway,  
Edward H. Pierce,  
Thomas F. Plunkett,  
Joseph S. Potter,  
Benjamin Proctor,  
George Sanford,  
William R. Sessions,  
William Sherburne,  
Hiram S. Shurtleff,  
Henry Souther,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Eden Wadsworth,  
Windsor N. White,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
Charles Wing,  
George W. Woodwell,  
P. Ambrose Young.

Yeas, 80 ; Nays, 65.

**ABSENT OR NOT VOTING.**

**Messrs.** Levi A. Abbott,  
Rufus Adams,  
Samuel Appleton,  
E. Watson Arnold,  
William Barker, Jr.,  
Irving Bates,  
Hugh R. Bean,  
Willard Blackinton,  
Charles H. Blanchard,

**Messrs.** John C. Blasdel,  
Albert Blood,  
Morton V. Bonney,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
Henry M. Clarke,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,

Messrs. Alanson Crittenden,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Jeremy B. Dennett,  
 Silas Dunton,  
 Moses Farnum,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Ezra H. Flagg,  
 John D. Flagg,  
 James T. Ford,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 Levi S. Gould,  
 Samuel H. Gould,  
 Josiah S. Hammond,  
 David D. Hart,  
 Charles A. Hewins,  
 Noble H. Hill,  
 Alvah Holway,  
 Daniel Howard,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 Harvey Jewell, (Speaker,)  
 Lewis S. Judd,  
 William W. Kellogg,  
 Augustus Lane,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 James F. Mansfield,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 Nathaniel C. Nash,  
 Dan Packard,  
 John Perley,

Messrs. Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Moses Pool,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Eleazer Richmond,  
 John H. Robinson,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Charles L. Shaw,  
 John J. Smith,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 Jacob P. Towne,  
 Levi Wallace,  
 A. G. Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Lory S. Watson,  
 William Whiting,  
 Nathan S. Williams,  
 J. H. Wood,  
 James B. Wood,  
 James S. Woodworth,  
 Charles W. Worcester.

Adjourned.

THURSDAY, March 19, 1868.

Met according to adjournment.

Hutchinson  
 Papers.

A message was received from the Governor on the subject of the Hutchinson Papers, concerning which a resolve was passed by the Legislature of 1867. Laid upon the table and ordered to be printed.

The Speaker appointed Messrs. Wallace of Pepperell, Williams of Lowell, Brown of Granville, Snow of Chicopee, Manson of Scituate, Pierce of Townsend, and Tewksbury of West Newbury as the committee on the part of the House under the order adopted March 14 relative to county commissioners and the auditing of the accounts of county officers.

Mr. King of Boston presented the petition of William Litchfield and others of Boston and Charlestown; Committee appointed.  
Fitchburg Railroad.

Mr. Rand of Charlestown, the petition of Charles Thompson and others of Boston and Charlestown;

Severally in aid of the bill allowing the Fitchburg Railroad Company to extend a track across Spy Pond.

Mr. Bradley of Tisbury, the petition of Allen Tilton and others of Chilmark that authority may be given to that town to take stock in the Vineyard Sound Railroad Company. Vineyard Sound Railroad.

Severally referred to the committee on Railways and Canals.

Mr. Bird of North Chelsea, the petitions of the selectmen of Swampscott and others, and George B. Upton and others, severally in aid of the petition of N. Gibson and others. Maverick Bridge.

Mr. Tompkins of Boston, the remonstrance of J. B. Holmes and others, against the petition of the East Boston Ferry Company. East Boston Ferry.

Severally referred to the committee on Harbors.

Mr. Hervey of Medford, the petition of L. F. Botsford and others, for authority to the town of Medford to pay certain bounties; which was referred to the committee on Military Affairs. Town of Medford.

Mr. Ross of Ipswich, the remonstrance of the selectmen and others of Ipswich, against any alteration of the laws relating to clam flats; which was referred to the committee on the Fisheries. Clam flats.

Severally sent up for concurrence.

Mr. Potter of Arlington, on leave, introduced a bill to amend an act for the re-stocking of Mystic River and its tributaries with fish; which was read and referred to the committee on the Fisheries, and sent up for concurrence. Fish in Mystic River

On motion of Mr. King of Rehoboth,—

*Ordered*, That on and after March 21st, the hour of meeting on Saturday shall be 10 o'clock, A. M. Hour of meeting.

On motion of Mr. Fox of West Springfield,—

*Ordered*, That the committee on the Judiciary consider the expediency of adding the towns of Agawam, Long- Springfield police court.



meadow and West Springfield, to the judicial district now under the jurisdiction of the police court of Springfield.

Mr. Williams of Taunton offered the following order, which was referred to the committee on Printing:—

Insurance  
Commissioner's state-  
ment.

*Ordered*, That 800 extra copies of the Insurance Commissioner's statement be printed for the use of said commissioner.

Malachi  
Clark.

Mr. Seaver of Roxbury, from the committee on Harbors, on the petition of Malachi Clark, reported leave to withdraw. The report was considered, and on motion of Mr. Seaver the petition was recommitted to the committee on Harbors, with instructions to hear the parties.

Fees of wit-  
nesses in  
probate  
courts.

Mr. Fiske of Weston, from the committee on Probate and Chancery, reported that Senate bill concerning the fees of witnesses for attendance in the probate courts ought to pass. Ordered to a second reading.

Prevention  
of railroad  
accidents.

Mr. Wright of Lawrence, from the committee on Railways and Canals, on an order of January 21, relative to the prevention of railroad accidents, reported inexpedient to legislate.

Selectmen of  
Chatham.

Mr. Sanford of Wareham, from the committee on the Fisheries, on the petition of the selectmen of Chatham, reported leave to withdraw.

Boston,  
Hartford &  
Erie R. R.

Mr. Mixter of Hardwick, from the committee on Railways and Canals, on the petition of the Boston, Hartford and Erie Railroad Company for liberty to connect its tracks in Brookline and Dorchester, reported leave to withdraw.

Stock divi-  
dends by  
manufactur-  
ing compa-  
nies.

Mr. Blackinton of Attleborough, from the committee on Manufactures, on an order of March 7 relative to the declaration of stock dividends, reported inexpedient to legislate.

Jurisdiction  
of divorce  
cases.

Mr. Field of Shelburne, from the committee on Probate and Chancery, on the order of March 7 relative to the jurisdiction and trials of divorce cases, reported inexpedient to legislate.

Joseph Greg-  
ory.

Mr. Parsons of Brookline, from the committee on Harbors, on petition of Joseph Gregory, reported leave to withdraw for want of legal notice.

These reports were severally placed in the orders of the day for to-morrow.

License law.

Mr. Train of Boston, from the special committee of the House, to whom was referred the bill to regulate the manufacture and sale of intoxicating liquors, reported the same in a new draft. Read and ordered to a second reading.

Succession  
taxes.

Mr. Pierce of Boston, from the committee on Probate and Chancery, to whom was referred the bill concerning registers

of deeds, reported it in a new draft, entitled a bill concerning the recording of succession taxes. Read and ordered to a second reading.

Mr. Potter of Arlington, from the committee on Railways and Canals, reported that the bill relating to the place of holding the annual meetings of railroad corporations ought to pass. Ordered to a second reading.

Annual meetings of railroad corporations.

Mr. Mixter of Hardwick, from the same committee, reported the bill concerning the Boston, Hartford and Erie Railroad Company in a new draft. Read and ordered to a second reading.

Boston, Hartford & Erie R.R.Co.

Mr. Williams of Lowell, from the committee on Probate and Chancery, to whom was referred the bill concerning the estates of deceased persons, reported it in a new draft, entitled a bill to repeal an act concerning the provisions for widows in certain cases. Read and ordered to a second reading.

Provision for widows.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred Senate bill to provide for the payment of company B, 6th regiment, M. V. M., for services performed at the May inspection in 1865, reported it in the shape of a resolve entitled resolve in favor of company B, 6th regiment, M. V. M. Read and ordered to a second reading.

6th Regim't, M.V.M.

### *Papers from the Senate.*

The remonstrance of Pratt & Wentworth and others against the petition of the city of Boston for the extension of Albany Street, was referred, in concurrence, to the committee on Harbors.

Extension of Albany St.

The petition of Lieutenant-Colonel Moulton and others, officers during the war, that the Governor may have authority to confer brevet ranks on meritorious enlisted men who served in our regiments and batteries, was referred, in concurrence, to the committee on Military Affairs.

Brevet commissions.

The petition of Henry Goodspeed and others of Barnstable for an act to prohibit the driving of sea-fowl in certain waters, was referred to the committee on the Fisheries, in concurrence.

Sea-fowl in Barnstable.

*Ordered,* In concurrence, that the Clerk of the Senate give notice to Hon. Thomas F. Plunkett, William Mixter, Esq., and Hon. Jonathan D. Wheeler, that they have been duly elected directors, on the part of the Commonwealth, of the Boston and Albany Railroad Company.

Directors of Boston and Albany R. R.

Dog law.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of so amending the 1st section of the 130th chapter of the acts of 1867, that the license fee for keeping a male dog shall be one dollar, and for keeping a female dog three dollars.

Cost of ordnance.

A statement from the Auditor relating to the cost of heavy ordnance and ordnance stores sold by order of the Governor and Council in 1866, was referred, in concurrence, to the committee on Military Affairs.

Cession of lands to U. States.

A message from the Governor, with communications from the Secretary of the Navy and the Engineers' Department in Washington, relative to the cession of certain lands to the United States, was referred, in concurrence, to the committee on Federal Relations.

Methodist Episcopal churches in Natick.

Bill concerning the real estate of the Methodist Episcopal churches in Natick, introduced on leave in the Senate, was read and referred in concurrence to the committee on Parishes and Religious Societies.

## Bills:

Attleboro' Mutual Fire Ins. Co. Chicopee Manufacturing Co.

To continue in force an act to incorporate the Attleborough Mutual Fire Insurance Company ;

To increase the capital stock of the Chicopee Manufacturing Company ;

Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading.

New Church Union.

Bill to change the name of the Boston New Church Union, passed to be engrossed in the Senate, in concurrence, with an amendment, came down and was considered, and the amendment was non-concurred in, and the bill was returned to the Senate.

Bills passed.

## Engrossed bills:

To incorporate the Massachusetts Society for the Prevention of Cruelty to Animals ;

To incorporate the Chelsea Beach and Saugus Bridge and Turnpike Company ;

To annex a part of the town of Bolton to the town of Hudson ;

To incorporate the Union Print Works of Fall River ;  
(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Cape Cod Harbor.

Mr. Wright of Lawrence moved a reconsideration of the vote by which the resolve concerning Cape Cod Harbor at Provincetown was yesterday passed to be engrossed.

On motion of Mr. Adams of Quincy, the previous question was ordered.

And on motion of Mr. Adams, the yeas and nays were ordered on the question of reconsideration.

And the roll being called, there were one hundred and eleven yeas and one hundred and seven nays.

The yeas and nays were as follows :

## YEAS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
E. Watson Arnold,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Willard Blackinton,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Patrick A. Collins,  
Joseph W. Cornell,  
Orlando B. Crane,  
Alanson Crittenden,  
Thomas Cunningham,  
Francis E. Cushing,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
Charles H. Fiske,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Levi S. Gould,

Messrs. J. Otis Hale,  
Joseph H<sup>a</sup> Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Daniel Howard,  
Solomon H. Howe,  
George W. Jackman, Jr.,  
William D. Jones,  
Richmond Kingman,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
James L. Locke,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
Wallace McFarland,  
Isaac H. Meserve,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
John Perley,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Joseph S. Potter,  
Benjamin Proctor,  
Alvah Raymond, Jr.,  
John H. Robinson,  
Edward H. R. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
William B. Sessions,  
Charles L. Shaw,

Messrs. William Sherburne,  
Henry Souther,  
Isaac H. Stearns,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
Newell A. Thompson,  
Prescott A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Eden Wadsworth,  
A. G. Walker,  
Francis W. Warren,  
Lory S. Watson,

Messrs. Willard Wheeler,  
Windsor N. White,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth,  
P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
Wm. F. Arnold,  
William Barker, Jr.,  
Henry Bassett,  
C. C. Bixby,  
Charles H. Blanchard,  
Albert Blood,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
James Capen,  
Thomas H. Carruth,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
Henry M. Clarke,  
George P. Cox,  
Seth Crowell,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Charles H. Drew,  
Silas Dunton,  
John D. Flaggs,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Samuel Freeman,

Messrs. Thomas J. Field,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
David D. Hart,  
Alvah Holway,  
Anson P. Hooker,  
William Howland,  
Edward A. Hulbert,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Roger H. Leavitt,  
John Lee,  
Job M. Leonard,  
Joseph B. Lombard,  
John McDuffie,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
Weaver Osborn,

**Messrs.** Thomas Parsons,  
George H. Peirson,  
Simeon Perkins,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Otis Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Joseph Ross,  
John Runey,  
Wm. Seaver, of Roxbury,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,

**Messrs.** Walter S. Sprague,  
Charles Stanwood,  
James G. Tewksbury,  
Shepherd Thayer,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
Mason Van Dusen,  
William H. Waitt,  
Levi Wallace,  
George Walker,  
Horace Ward,  
Eben N. Wardwell,  
Thomas S. Waters,  
Rufus A. White,  
Sydney F. Whitehouse,  
Nathan S. Williams,  
Warren Williams,  
James B. Wood,  
Charles W. Worcester,  
Wm. H. P. Wright.

Yeas, 111 ; Nays, 107.

ABSENT OR NOT VOTING.

**Messrs.** John H. Bangs,  
John C. Blasdel,  
Benjamin F. Cook,  
Henry H. Cook,  
Lament B. Corbin,  
Josiah O. Friend,  
Charles A. Hewins,  
John A. Hughes,  
J. R. Huntington,  
Harvey Jewell, (Speaker,)  
John Livermore,

**Messrs.** George H. Long,  
Nathaniel C. Nash,  
Caleb Rand,  
William H. Reynard,  
Otis T. Ruggles,  
John Severson,  
Hiram S. Shurtleff,  
Hubbard W. Tilton,  
Charles R. Train,  
Royal S. Warren,  
Joseph Wilson.

And the resolve being reconsidered,

Mr. Potter of Arlington moved that it be recommitted to the committee on Harbors, with instructions to hear Major-General Foster and such other persons as may be able to give information on the subject.

Before the question was taken, the subject specially State police. assigned for 2½ o'clock was called up, viz., the bill to repeal chapter 249 of the acts of the year 1865 entitled an act to establish a state police, and the acts and parts of acts in addition or relating thereto, the question being, Shall the bill pass, notwithstanding the objections of the Governor ?

Ute tribe of  
Indians.

Before the question was taken, on motion of Mr. Thompson of Boston, the House took a recess for five minutes for the purpose of receiving the representatives of the Ute tribe of Indians, accompanied by General Carson and Governor Hunt, of the territory of Colorado.

The House having resumed business,

State police

Mr. Tarbox of Lawrence moved the previous question on the pending bill, but afterwards withdrew the motion.

Afterwards, on motion of Mr. Child of Boston, the previous question was ordered,

And the roll being called, there were one hundred and fifty-two yeas and sixty-three nays, as follows :

# YEAS.

Messrs. John Quincy Adams,

Rufus Adams,  
Samuel Appleton,  
William F. Arnold,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Charles H. Blanchard,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Patrick A. Collins,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,

Messrs. Leander S. Daniels,

Curtis Davis,  
Thaddeus K. DeWolf,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
Ezra H. Flagg,  
Dudley Foster,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Frederick W. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
David D. Hart,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
William W. Kellogg,

Messrs. Dexter S. King,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
Murdock Matheson,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,  
Alvah Raymond, Jr.,  
Otis Rich,  
John H. Robinson,  
Joseph Ross,  
Edward H. R. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Roxbury,  
William R. Sessions,

Messrs. Charles L. Shaw,  
William Særburne,  
Hiram S. Shurtleff,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
Walter B. Studley,  
John K. Tarbox,  
Newell A. Thompson,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
John M. Tobin,  
Dexter A. Tompkins,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Eben N. Wardwell,  
Royal S. Warren,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

NAYS.

Messrs. Levi A. Abbott,  
George E. Allen,  
E. Watson Arnold,  
William Barker, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,

Messrs. Oliver H. P. Brown,  
Ezra P. Brownell,  
Heman B. Chase,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Seth Crowell,  
Jeremy B. Dennett,



Messrs. Charles H. Fiske,  
 John D. Flagg,  
 James T. Ford,  
 Samuel T. Field,  
 Thomas J. Field,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Alvah Holway,  
 Lewis S. Judd,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Roger H. Leavitt,  
 Job M. Leonard,  
 Leonard McKenzie,  
 William Mixer,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Weaver Osborn,  
 George H. Peirson,

Messrs. Henry E. Pond,  
 Moses Pool,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Ensign B. Rogers,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 S. K. Towle,  
 George E. Towne,  
 Jacob P. Towne,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Nathan S. Williams,  
 Warren Williams.

Yeas, 152; Nays, 63.

#### ABSENT OR NOT VOTING.

Messrs. John H. Bangs,  
 John C. Blasdel,  
 Albert Blood,  
 Henry H. Cook,  
 Lament B. Corbin,  
 Charles H. Drew,  
 Silas Dunton,  
 Josiah O. Friend,  
 Charles A. Hewins,  
 John A. Hughes,  
 J. R. Huntington,  
 Harvey Jewell, (Speaker,)  
 John Livermore,

Messrs. John Manson,  
 Nathaniel C. Nash,  
 John Perley,  
 William H. Reynard,  
 Eleazer Richmond,  
 Otis T. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 John W. Stevens,  
 Charles R. Train,  
 J. H. Wood,  
 James B. Wood.

And the bill was accordingly passed, the objections of the Governor to the contrary notwithstanding, and with the objections of His Excellency was sent to the Senate.

Cape Cod  
 Harbor.

The House resumed the consideration of the resolve concerning Cape Cod Harbor at Provincetown, and the motion to recommit the same to the committee on Harbors, with instructions, was agreed to, and on motion of Mr. Bates of

Westfield, the committee was also instructed to report the evidence before them bearing upon the subject.

The orders of the day were taken up.

Orders of the day.

Bill authorizing county commissioners to discontinue accepted town and private ways, was on motion of Mr. Parsons of Brookline indefinitely postponed.

Report on an order relative to payment of state aid, was accepted and sent up for concurrence.

Bill concerning offences against the public health, was on motion of Mr. Wallace of Pepperell recommitted to the committee on the Judiciary.

Bill for the better enforcement of the laws was on motion of Mr. Child of Boston laid upon the table.

Bill to extend the liability of railroad corporations for injuries to their servants and agents, was read and amended, and on motion of Mr. Collins of Boston, postponed until to-morrow.

Bill to incorporate the Albany Street Freight Railway Company; and

Resolves:

On the petition of the selectmen of Woburn;

In favor of Isaac H. Jacoy;

In favor of Andrew Falvey;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on petition of John S. Tyler and others, was on motion of Mr. Morton of Boston recommitted to the committee on the Judiciary.

Reports:

Leave to withdraw on petition of Nathan Jewett and others;

Inexpedient to legislate on an order relative to the furious driving of horses for long distances;

Were severally accepted.

Report, inexpedient, on an order relative to abolishing the school district system, was accepted, in concurrence.

Bill concerning sidewalks in the city of Lawrence, was read, and passed to be engrossed, and sent up for concurrence.

Adjourned.

FRIDAY, March 20, 1868.

Met according to adjournment.

Adjourn-  
ment.

Mr. Howland of Lynn moved that when the House adjourns it adjourn from Friday until Monday; but the motion was rejected.

Williams-  
burg and N.  
Adams R.R.

Mr. Kingman of Cummington presented the petition of Luther Stone and others of Goshen; and

Mr. Thayer of Adams, the petition of E. L. Mason and others of Savoy;

Severally for authority to lend town credit to the Williamsburg and North Adams Railroad.

Fitchburg  
Railroad.

Mr. White of Charlestown, the petition of James Lee, Jr., and others; and

Mr. Wilder of Boston, the petition of Thomas J. Elliott and others;

Severally in aid the bill to allow the Fitchburg Railroad Company to construct a track across Spy Pond.

Severally referred to the committee on Railways and Canals.

Metric sys-  
tem of  
weights and  
measures.

Mr. Goddard of Worcester, the petition of the American Statistical Association, that the metric system of weights and measures may be required to be taught in public schools; which was referred to the committee on Education.

First Con-  
gregational  
Parish in  
Orange.

Mr. Flagg of Orange, the petition of Philbrook Worrick and others, for change of the name of the First Congregational Parish and Society of Orange; which was referred to the committee on Parishes and Religious Societies.

East Boston  
Ferry Co.

Mr. Tompkins of Boston, the remonstrance of McKay & Aldus and others, against the petition of the East Boston Ferry Company; which was referred to the committee on Harbors.

John Mur-  
phy.

Mr. Collins of Boston, the petition of John Murphy, late sergeant of Company H, 96th New York Volunteers, for bounty due him on enlistment; which was referred to the committee on Military Affairs.

Robert Fowl-  
er and  
others.

Mr. Jackman of Newburyport, the petition of Robert Fowler and others, for an act to incorporate the Eastern Bridge Company, over Merrimack River on the piers of the Newburyport Bridge Company, so called; which was referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

On motion of Mr. Allen of Newton,—

National  
Lincoln Mon-  
ument.

*Ordered*, That the committee on Federal Relations consider the expediency of making an appropriation in aid of the National Lincoln Monument.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the committee on Harbors, in the examination of matters referred to them, have authority to send for persons and papers, and to employ a reporter.

Committee authorized to send for persons and papers.

Severally sent up for concurrence.

On motion of Mr. Sessions of Wilbraham,—

*Ordered*, That the committee on the Judiciary inquire whether any legislation is necessary to legalize the doings of the town of Palmer at its last town meeting.

Town of Palmer.

Mr. Bates of Westfield, on leave, introduced a resolution concerning the protection of Cape God Harbor at Provincetown; which was read and referred to the committee on Harbors, and sent up for concurrence.

Cape God Harbor.

Mr. Wallace of Pepperell, on leave, introduced a resolve in favor of Loz N. Peabody; which was read and referred to the committee on Military Affairs and sent up for concurrence.

Loz N. Peabody.

Mr. Clarke of Belmont, on leave, introduced a bill to amend chapter 181 of the acts of 1865; which was read and referred to the committee on Finance.

Valuation of Belmont.

Mr. Leavitt of Charlemont, from the committee on Roads and Bridges, on the petition of Edward Y. Perry and others, reported leave to withdraw.

Bridge over North River.

The report was considered, and on motion of Mr. Bonney of Hanover the petition was recommitted to the committee on Roads and Bridges, with instructions to hear the parties.

Mr. Morton of Boston, from the committee on the Judiciary, reported that the bill to amend chapter 85 of the General Statutes, on gaming, ought not to pass.

Gaming.

Mr. Lathrop of Huntington, from the same committee, reported that the bill extending the provisions of chapter 167 of the General Statutes, relating to lotteries and lottery tickets, ought not to pass.

Lotteries.

Mr. Goddard of Worcester, from the committee on Education, to whom was recommitted the bill amending section 38 of chapter 38 of the General Statutes, relating to the taking of land for school purposes, reported that it ought not to pass.

Taking land for school purposes.

Mr. Bonney of Hanover, from the committee on Printing, on an order of March 6, relative to the expediency of placing at the disposal of H. K. Oliver 500 copies of his report on the employment of children in factories, reported in favor of placing the copies at his disposal.

Report on children in factories.

These reports were severally placed in the orders of the day for to-morrow.

First M. E.  
Church of  
No. Andover.

Mr. Wallace of Pepperell, from the committee on Parishes and Religious Societies, on the petition of the Trustees of the First Methodist Episcopal Society in North Andover, reported a bill concerning the First Methodist Episcopal Church of North Andover.

Read and ordered to a second reading.

Preservation  
of public  
health.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of February 19, reported a bill extending the provisions of chapter 26 of the General Statutes, relating to the preservation of the public health. Read and ordered to a second reading.

Walter Hey-  
wood Chair  
Co.

Mr. Wiley of North Andover, from the committee on Manufactures, reported that the bill to incorporate the Walter Heywood Chair Company, ought to pass. Ordered to a second reading.

Bills passed.

Engrossed bills:

Concerning the Proprietors of the New South Meeting-House in Boston, and the disposition of their estate ;

(Which originated in the Senate ;)

To amend an act entitled an act to establish a fire department in the town of Lowell ;

(Which originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Leave of ab-  
sence.

On motion of Mr. Dana of Cambridge, that gentleman was allowed leave of absence for one week.

Hour of  
meeting.

Mr. Tompkins of Boston moved a reconsideration of the vote by which the order for meeting at 10 o'clock on Saturdays was yesterday adopted ; but the motion was rejected.

James M.  
Shute.

Mr. Dennett of Taunton presented a paper addressed to the Speaker, and signed by James M. Shute ; which was, on motion of Mr. Dennett, laid on the table and ordered to be printed.

### *Papers from the Senate.*

D. J. Hol-  
brook and  
others.

The petition of Virgil S. Pond and others, in aid of the petition of D. J. Holbrook and others, was referred, in concurrence, to the committee on Towns.

Fishways on  
Conn. River.

The petitions of Henry Hubbard and others of Charlestown, N. H. ; and of Philip Peck and others of Walpole, N. H., relating to fish-ways in Connecticut River, were referred, in concurrence, to the committee on the Fisheries.

Income of  
school fund.

The petition of Jeremiah Spofford and others that the entire income of the school fund may be divided yearly to the cities and towns, was referred, in concurrence, to the committee on Education.

The petition of the Northampton and Hadley Street Railway Company, for amendment of their charter, was referred in concurrence to the committee on Horse Railways.

Northampton and Hadley Street Railroad.

Bill to protect the property belonging to public reading-rooms, introduced on leave in the Senate, came down and was read and referred to the committee on Education, in concurrence.

Public Reading Rooms.

*Ordered*, In concurrence, that the Adjutant-General be requested to report to the Legislature all the facts in his possession in regard to the payment of officers and enlisted men by the Commonwealth during 1861, prior to being enlisted into the service of the United States, designating the regiments and unattached companies by the regimental number or company letter.

Payment of Volunteers prior to enlistment in the U. S. service.

Also that the Auditor be requested to inform the Legislature whether the records of this office show that regiments and companies which were mustered into the United States service in 1861 were paid by the Commonwealth for services prior to being mustered in, and if so how much, designating the amount paid to each regiment and unattached company.

Also that the Quartermaster-General be requested to report to the Legislature the facts in regard to furnishing a uniform for the 9th regiment Massachusetts volunteers by the Commonwealth; whether the said uniform was given as a gratuity, and if so whether it was afterwards charged to the account of the United States and paid, and whether the cost of the uniform was afterwards deducted by the United States from the clothing accounts of the enlisted men.

Uniform for Ninth Regt.

The petition of Richard T. Dodge for inquiry into the doings of the county commissioners of Essex County, came from the Senate, that branch having non-concurred in referring the same to the committee ordered to be raised under an order, the order itself having been rejected by the Senate,—and having referred the same to the committee under an order relative to county commissioners, and the auditing the accounts of county officers. The House concurred in so referring the petition.

County commissioners of Essex.

Notice was received from the Clerk of the Senate of the rejection by that branch of the order above referred to for an inquiry into the doings of the county commissioners of Essex County.

Bill to incorporate the Massachusetts Spiritualist Association, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

Mass. Spiritualist Association.

Bill requiring the Eastern Railroad Company to establish a flag station at Knight's Crossing, in the town of Newbury,

Knight's Crossing.

passed to be engrossed in concurrence in the Senate, with an amendment, came down and was considered, and the amendment was concurred in.

County commissioners of Essex.

Mr. Jackman of Newburyport moved that a message be sent to the Senate asking for the return to the House of the order rejected by the Senate for a committee to inquire into the doings of the county commissioners of Essex County. The motion was agreed to, and Mr. Jackman was charged with the message. Afterwards, the Clerk of the Senate was announced, and the order was returned to the House by him.

Orders of the day.

The orders of the day were taken up.

Bill to extend the liability of railroad corporations for injuries to their servants and agents, was further considered.

On motion of Mr. Lane of Leominster, the previous question was ordered.

The bill was then rejected, 64 to 80.

Bill to regulate the sale of intoxicating liquors was, on motion of Mr. Gargan of Boston, postponed and specially assigned for Wednesday, at 2½ o'clock.

Bills:

Concerning the recording of succession taxes;

Relating to the place of holding the annual meeting of railroad corporations;

Concerning the fees of witnesses for attendance in the probate courts;

To continue in force an act to incorporate the Attleborough Mutual Fire Insurance Company;

To increase the capital stock of the Chicopee Manufacturing Company; and

Resolve in favor of company B, 6th regiment, M. V. M.;

Were severally read and ordered to a third reading.

Bill concerning the Boston, Hartford and Erie Railroad Company was, on motion of Mr. Mixter of Hardwick, laid upon the table.

Bill to repeal an act concerning the provisions for widows in certain cases, was on motion of Mr. Jackman of Newburyport, laid upon the table.

Report on an order relative to the prevention of railroad accidents, was on motion of Mr. Warren of Waltham, laid upon the table.

Report, inexpedient, on an order relative to the jurisdiction and trial of divorce cases, was accepted.

**Reports :**

Leave to withdraw, on the several petitions of  
The Boston, Hartford and Erie Railroad Company ;  
Joseph Gregory ;  
The selectmen of Chatham ; and  
Inexpedient, relative to the making of stock dividends ;  
Were severally accepted and sent up for concurrence.

Bill to incorporate the Albany Street Freight Railway  
Company ; and

**Resolves :**

In favor of the town of Woburn ;  
In favor of Isaac H. Jacoy ;  
Were severally read and passed to be engrossed and sent  
up for concurrence.

Resolve in favor of Andrew Falvey, was read and passed  
to be engrossed in concurrence.

Mr. Pierce of Boston moved a reconsideration of the vote by which the bill to extend the liability of railroad corporations for injuries to their servants and agents, was rejected. Liability of R. R. corporations.

Mr. Wallace of Pepperell moved a reconsideration of the vote by which the report on an order relative to the jurisdiction and trial of divorce cases was accepted. Jurisdiction of divorce cases.

Mr. Child of Boston moved a reconsideration of the vote by which the bill to incorporate the Albany Street Freight Railway Company was passed to be engrossed. Albany St. Freight Railway Co.

These motions were severally placed in the orders of the day for to-morrow.

While the orders of the day were under consideration, on motion of Mr. Dennett of Taunton, they were laid on the table.

Mr. Dennett then moved a reconsideration of the vote by which the communication of Mr. Shute was laid on the table and ordered to be printed. James M. Shute.

The paper was taken from the table.

Mr. Dennett and other members of the House then stated that complaint had been made that the paper contained language disrespectful to the House, and to co-ordinate branches of the government, and Mr. Dennett expressed a willingness to withdraw the paper.

The Speaker stated that when the paper had been sent up by the gentleman from Taunton, it appeared to be sealed up, and the Chair therefore, before presenting the paper, sent for the gentleman from Taunton, and inquired of him if he had sufficiently examined it to know that it was proper



to be presented to the House, and he replied that he had not read the whole, but he had heard the principal parts of it read by the writer, and thought it proper to be presented.

The Chair therefore presented the paper, which had been laid upon the table and ordered to be printed. Since its reception, the attention of the Chair had been called to its contents, and he had read the whole of it, and was compelled to say that it was of such a character, that if he had known what it contained, he should not have allowed it to be received.

The communication is not a petition nor a remonstrance, nor does it call for any action or legislation.

The Chair would call the attention of members to the fiftieth paragraph of Cushing's small manual, in which the duty of members is stated in regard to the presentation of petitions, and this rule applies alike and with equal force to every communication made to a legislative body.

This paragraph is as follows:—

“The member who presents a petition should previously have informed himself of its contents, so as to be able to state the substance of it, on offering it to the assembly, and also to be prepared to say, if any question should be made, that in his judgment it is couched in proper language, and contains nothing intentionally disrespectful to the assembly.”

Cushing's larger work, in sections 1101 and 1102 furnishes the essential tests for the examination of all communications to the Legislature.

“1101. The first essential requisite to a petition, so far as its substance is concerned, relates to the language in which it is expressed; which should be decorous and proper in itself, and also respectful and proper towards the House to which it is addressed, and to other co-ordinate bodies and authorities. The observance of this rule is not inconsistent with the fullest and freest exercise of the right of petition, for there can be no grievance, public or private, within the power of the Legislature to relieve which may not be adequately complained of in courteous and decent terms. And a breach of the rule is not only an insult to the legislative body, but to the whole constituency, including the petitioners, of which that body is a representative; tending rather to excite ill feeling than to promote calm deliberation, and admitting of no answer, consistently with parliamentary forms, beyond the simple rejection of the offensive documents.

“1102. In judging of the language of a petition the following rules will be found useful: 1st, that if the word-

ing of a petition is susceptible of more than one construction, that meaning is to be adopted which is most favorable to the petitioners; 2d, that the character of the petition does not depend upon the use of any particular expression, but is rather to be gathered from the whole tenor of the language; 3d, that when offensive expressions are introduced into a petition which are clearly irrelevant to the prayer of it, this circumstance affords strong ground for concluding that the disrespect is intentional; and 4th, that when the language of a petition is such that if spoken by a member in debate, it would be disorderly and unparliamentary, it is improper to be employed in a petition. If the object of a petition, when judged by these rules, appears to be simply to complain of a grievance, it ought to be received; if, without any such purpose, or using it as a mere pretext, the only intention of a petitioner appears to be to villify and traduce the House, or to treat it with disrespect, his petition ought to be rejected."

The communication in question is clearly within the objections contained in these passages. In the first place, it is neither a petition nor a remonstrance, and asks for no legislation. It contains an attack in very intemperate language, upon the character of members of this House, and besides that, upon a co-ordinate branch of the government, the executive department, and impugns the motives while it criticizes the conduct of various officers.

Much of the language of the paper, if uttered on the floor of the House, would be disorderly, and a cursory reading of the paper leads the Chair to the belief that the charges contained in it might be held to be libellous.

In the opinion of the Chair no legislative body can permit itself to be the vehicle through which such attacks upon individual or official character and conduct can be made. For these reasons the Chair is clearly of the opinion that the paper cannot, with due regard to parliamentary law, be received.

The question being put on the reception of the paper, it was unanimously decided in the negative.

Adjourned.

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SATURDAY, March 21, 1868.

Met according to adjournment.

Mr. Tompkins of Boston presented the remonstrance of F. B. Day and others, against the petition of the East Boston Ferry Co.

Ferry Company; which was referred to the committee on Harbors, and sent up for concurrence.

*Papers from the Senate.*

- The petitions of  
 Discharged Soldiers' Home. The Discharged Soldiers' Home, for aid; and  
 Boston Children's Aid Society. Marshall S. Scudder and others, for an amendment of the charter of the Boston Children's Aid Society;  
 Were severally referred in concurrence to the committee on Public Charitable Institutions.
- Penobscot Steamship Co. The petition of B. Heber Richardson and others, to be incorporated as the Penobscot Steamship Company, was referred in concurrence to the committee on Mercantile Affairs.
- State aid for disabled soldiers and sailors, etc. Bill concerning state aid for disabled soldiers and sailors and their families, and the families of the slain, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Military Affairs.
- N. E. Historic Genealogical Society. Bill to enable the New England Historic Genealogical Society to hold an additional amount of property; and  
 Wm. Gunn. Resolve in favor of William Gunn;  
 Severally passed to be engrossed in the Senate, came down, and were severally read, and the first was ordered to a second reading, and the second was referred to the committee on Finance.
- Essex Merrimack Bridge. Report, leave to withdraw, on the petition of E. B. Fifield and others; and
- Report of Trustees of Agricultural College. Report of the committee on Printing, as to the disposition of the extra copies of the report of the Trustees of the Agricultural College;  
 Severally accepted in the Senate, came down, and were severally placed in the orders of the day for Monday.
- Mr. Williams of Boston moved a call of the House, but it was not ordered.  
 On motion of Mr. Train of Boston, the House Adjourned.

MONDAY, March 23, 1868.

Met according to adjournment.

On motion of Mr. Wilder of Boston,—

License law. *Ordered*, That 1,000 extra copies of the bill to regulate the sale of intoxicating liquors, be printed and interleaved.

Mr. King of Boston presented the petition of Franklin Haven and others, for the union of Boston and Charlestown; which was referred to the committee on that subject.

Boston and Charlestown.

Mr. Tompkins of Boston, the petition of Austin Gove and others, in aid of the petition of N. Gibson and others.

Maverick Bridge.

Also, of John S. Mendum and others, against the petition of the East Boston Ferry Company.

E. Boston Ferry Co.

Severally referred to the committee on Harbors.

Mr. Foster of Billerica, the petition of Daniel Wetherbee and others; and

Fitchburg E. R. Co.

Mr. Warren of Stow, the petition of E. B. Stetson and others;

Severally in favor of giving the Fitchburg Railroad authority to extend tracks across Spy Pond.

Severally referred to the committee on Railways and Canals.

Mr. Potter of Arlington, the petition of the Needle Woman's Friend Society, for power to hold additional property; which was referred to the committee on Public Charitable Institutions, with instructions to hear the parties.

Needle Woman's Friend Society.

Mr. McKenzie of Essex, the petition of the town of Essex, for a change of the town line between Essex and Ipswich; which was referred to the committee on Towns.

Essex and Ipswich boundary line.

Severally sent up for concurrence.

On motion of Mr. Williams of Worcester,—

*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary to authorize the assessors of taxes, who by inadvertence or other cause have neglected to assess property subject to taxation, when the omission is not discovered until after the taxes have been committed to the collector, to assess after each omission.

Assessment of taxes omitted.

On motion of Mr. Morton of Boston,—

*Ordered*, That the same committee inquire into the expediency of amending chapter 174 of the acts of 1866.

Betterment law of Boston.

Mr. Gargan of Boston, on leave, introduced a bill to incorporate the Catholic Lyceum Association; which was read and referred to the committee on the Judiciary.

Catholic Lyceum Association.

Mr. Williams of Lowell, on leave, introduced a bill to authorize the appointment of additional masters in chancery in certain cases; which was read and referred to the committee on Probate and Chancery.

Additional masters in chancery.

Mr. King of Boston presented the petition of B. T. Currier and others, for an act to prohibit smoking in or upon

Smoking in Horse R. R. cars.

horse railroad cars; which was referred the committee on the Judiciary.

Harvard  
Skating Rink  
Co.

Mr. Jackman of Newburyport, from the committee on Mercantile Affairs, reported that the bill to incorporate the Harvard Skating Rink Company ought to pass, in a new draft. Read and ordered to a second reading.

Report of  
Insurance  
Commission-  
er.

Mr. Kellogg of Lynn, from the committee on Printing, to whom was referred an order for printing 800 extra copies of the report of the insurance commissioner, reported in favor of printing the same. Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Tudor Com-  
pany.

Bill to incorporate the Tudor Company, being a new draft of the bill to incorporate the East India Company, having been reported to the Senate by the committee on Manufactures, and referred by that branch to the committee on Mercantile Affairs, came down, and was referred to the last named committee, in concurrence.

Boston and  
Albany R.R.

Report of the committee on Railways and Canals, no legislation necessary, on the communication from the treasurer of the Boston and Albany Railroad Company, accepted in the Senate, came down, and was accepted in concurrence.

N. E. Hospi-  
tal for Wo-  
men and  
Children.

Resolve in favor of the New England Hospital for Women and Children, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance.

Wakefield,  
Melrose and  
Malden R.R.

Bill to incorporate the Wakefield, Melrose and Malden Railroad Company, substituted in the Senate for the report leave to withdraw on the petition of D. P. Ives and others, and passed to be engrossed in that branch, came down, and was read and ordered to a second reading.

Bayley Hat  
Co.

Notice was received from the Senate of the rejection by that branch of House bill to confirm the organization of the Bayley Hat Company.

Bill passed.

Engrossed bill to incorporate the East Abington Savings Bank, (which originated in the House of Representatives,) was passed to be enacted, and signed and sent to the Senate.

Orders of the  
day.

The orders of the day were taken up.

The House rejected the three several motions to reconsider, viz.:

The motion to reconsider the vote by which it rejected the bill to extend the liability of railroad corporations for injuries to their servants and agents, (by a vote of 77 to 78.)

The motion to reconsider the vote by which the report relative to the jurisdiction of divorce cases was accepted.

And the motion to reconsider the vote by which the bill to incorporate the Albany Street Freight Railway Company was passed to be engrossed.

The following bills were rejected :

Bill extending the provisions of chapter 167 of the General Statutes, relating to lotteries and lottery tickets.

Bill to amend chapter 85 of the General Statutes, on gaming.

Bill amending section 38 of chapter 38 of the General Statutes, relating to the taking of land for school purposes.

Bills :

Extending the provisions of chapter 26 of the General Statutes, relating to the preservation of the public health ;

Concerning the First Methodist Episcopal Church of North Andover ;

To incorporate the Walter Heywood Chair Company ;

To incorporate the Massachusetts Spiritualist Association ;

To enable the New England Historic Genealogical Society to hold an additional amount of property ;

Were severally read and ordered to a third reading.

Reports of the committee on Printing—

Relative to the disposal of Mr. Oliver's report ; and

Relative to the disposal of the extra copies of the report of the Trustees of the Agricultural College ;

Were severally accepted, the last named in concurrence.

Report, leave to withdraw, on the petition of E. B. Fifield and others, was accepted in concurrence.

Bill concerning the recording of succession taxes was read and passed to be engrossed, and the title amended so as to read, bill to provide for perpetuating the evidence of the payment of succession taxes. Sent up for concurrence.

Bill relating to the place of holding the annual meeting of railroad corporations ; and

Resolve in favor of Company B, 6th Regiment Massachusetts Volunteer Militia ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bills :

Concerning the fees of witnesses for attendance in the probate courts ;

To continue in force an act to incorporate the Attleborough Mutual Fire Insurance Company ;

To increase the capital stock of the Chicopee Manufacturing Company;

Were severally read and passed to be engrossed in concurrence.

Adjourned.

TUESDAY, March 24, 1868.

Met according to adjournment.

Maverick  
Bridge.

Mr. Collins of Boston presented the petition of Nickerson & Co. and others, and Pratt & Wentworth and others;

And Mr. Whitehouse of Boston, the petition of H. W. Vinal and others;

E. Boston  
Ferry Co.

Severally in aid of the petition of N. Gibson and others.

Mr. Tompkins of Boston, the petition of John Hathaway and others, against the petition of the East Boston Ferry Company.

Severally referred to the committee on Harbors.

Fitchburg  
R. R.

Mr. Warren of Waltham, the petition of Josiah Hastings and others;

Mr. Runey of Somerville, the petition of W. J. Baldwin and others;

Mr. Cunningham of Charlestown, the petition of Isaac Tucker and others;

Severally for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals.

Daniel Heffron and  
others.

Mr. Gargan of Boston, the petition of Daniel Heffron and others, to be paid for labor in the state house; which was referred to the committee on the State House.

Protection of  
trout.

Mr. Plunkett of Pittsfield, the petition of John G. Brown and others of Pittsfield, for a law to protect trout and other fish; which was referred to the committee on the Fisheries.

Severally sent up for concurrence.

Suffrage of  
women.

Mr. King of Boston presented the petition of Mehitabel Haskell for an amendment of the constitution to secure suffrage to women; which was referred to the committee on the Judiciary.

On motion of Mr. Jackman of Newburyport,—

Essex County  
commissioners.

*Ordered*, That a special committee of seven members of the House be appointed to inquire into the acts and doings of the county commissioners of Essex County during the

term of the present board, or any one of them; and said examination may extend back six years, whether under the administration of the present board or any board preceding the present one, relative to the sale of any property belonging to said county; said committee to report on the real and personal estate formerly owned by the county in Ipswich, or in any other town or city in the county; the value of the same; the sum at which it was sold; and the sum which the commissioners were offered for it by other parties than those to whom it was sold; and if any part of said estate was deeded to the commissioners or any one of them, and if so, whether the same was re-deeded back to the county; and to whom any or all of said real estate was finally deeded, and for what sum or sums; and whether the commissioners, or any one of them, have any interest, at the present time, in any of said property; and further to investigate and report whether said commissioners, or any one of them, have received any compensation for their services other than their salaries; if so, through what source; also to report the amount of money earned by the inmates of the houses of correction for 1867, and to whom paid, and what amount stands to the credit of that department on the books of the county treasurer; also to inquire and report whether said commissioners or all of them have done their duty to the county, and the amount of salary drawn by each, and the amount paid to the special commissioner each year; and further to inquire into all and every act of said commissioners in their official capacity, said committee to have power to send for persons and papers.

On motion of Mr. Arnold of Braintree,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending the statutes so as to provide for the formation of fire districts in towns. Fire districts.

On motion of Mr. Howland of Lynn,—

*Ordered*, That the committee on the Judiciary inquire whether any further legislation is necessary in regard to the release of rights of dower in conveyances of real estate. Release of dower.

Mr. Hobbs of Roxbury, on leave, introduced a bill to revive the Charles River Navigation Company; which was referred to the committee on Harbors, and sent up for concurrence. Charles River Navigation Co.

Mr. Adams of Quincy, from the committee on the Judiciary, to whom was recommitted the bill concerning offences against the public health, reported that it ought not to pass. Offences against the public health.  
Placed in the orders of the day for to-morrow.



Catholic Ly-  
ceum Asso-  
ciation.

Also that the bill to incorporate the Catholic Lyceum Association, ought to pass in a new draft. Read and ordered to a second reading.

Benj. H.  
Andrews,  
Executor.

Mr. Howland of Lynn, from the same committee, on petition of Charles A. Ropes and others, reported a bill to confirm the deed of Benjamin H. Andrews, executor of the will of James Andrews. Read and ordered to a second reading.

Howard  
Benevolent  
Society.

Mr. Train of Boston, from the same committee, reported that the bill to further amend the act incorporating the Howard Benevolent Society ought to pass. Ordered to a second reading.

Blasting of  
rocks.

Mr. Morton of Boston, from the same committee, on an order of March 4, reported a bill in relation to the blasting of rocks. Read and ordered to a second reading.

Trout in  
Grist-Mill  
Pond.

Mr. Sanford of Wareham, from the committee on the Fisheries, to whom was recommitted the bill for the protection of trout in Grist-Mill Pond in the town of Wareham, reported it in a new draft. Read and ordered to a second reading.

John  
Murphy.

Mr. Peirson of Salem, from the committee on Military Affairs, on the petition of John Murphy, reported a resolve in favor of John Murphy. Read and referred to the committee on Finance.

Loa N. Pea-  
body.

Mr. Wilder of Boston, from the same committee, reported that the resolve in favor of Loa N. Peabody ought to pass. Read and referred to the committee on Finance.

Wm. Brad-  
ley.

Mr. Swain of Easton, from the committee on Claims, to whom was referred the petition of William Bradley, reported, asking to be discharged from its further consideration, and recommending its reference to the committee on Military Affairs. The report was considered, and the committee discharged, and the petition referred to the committee on Military Affairs. Sent up for concurrence.

#### *Papers from the Senate.*

Boston and  
Charlestown.

The petitions of J. L. Norcross and others, James Hunnewell and others, Benjamin Parker and others, Franklin Dale and others, William Carleton and others, William Merritt and others, and J. W. Randall and others, for the passage of an act to unite Boston and Charlestown, were severally referred, in concurrence, to the committee on that subject.

Magee Fur-  
nace Co.

The petition of the Magee Furnace Company for leave to extend their wharf in Chelsea, was referred, in concurrence, to the committee on Harbors.

The petition of C. C. Pettengill and others to be incorporated as the Naumkeag Mutual Fishing Insurance Company, was referred, in concurrence, to the committee on Insurance, with instructions to hear the parties.

Naumkeag  
Mut. Fishing  
Ins. Co.

The petition of the Milford and Woonsocket Railroad Company for leave to mortgage its road, was referred, in concurrence, to the committee on Railways and Canals.

Milford and  
Woonsocket  
R.R.

Bill concerning the Vineyard Sound Railroad Company, introduced on leave in the Senate, came down and was read, and referred, in concurrence, to the same committee.

Vineyard  
Sound R. R.

#### Bills:

Concerning the inspectors of the state almshouses and the Hospital at Rainsford Island;

Inspectors of  
state almshouses etc.

To authorize the Fitchburg Railroad Company to construct a branch railroad in Waltham;

Fitchburg  
R.R.

And resolve on the petition of Benjamin James and Alpheus M. Stetson;

Benj. James  
and another.

Severally passed to be engrossed in the Senate, came down, and were severally read, and the two first named were ordered to a second reading, and the third was referred to the committee on Probate and Chancery.

Report, leave to withdraw, on petition of Samuel Fessenden and others; and

Kelp, &c., in  
Sandwich.

Report of the committee on Printing, inexpedient to amend the seventeenth of the joint rules;

No. of documents.

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Bill concerning the Rockport Steam Cotton Mills, passed to be engrossed in the Senate, in concurrence with amendments, came down and was considered, and the amendments were concurred in.

Rockport  
Steam Cotton  
Mills.

The orders of the day were taken up.

Orders of the  
day.

Report of the committee on Printing, in favor of printing 800 extra copies of the Insurance Commissioner's report, was accepted.

#### Bills:

Concerning the First Methodist Episcopal Church of North Andover;

To incorporate the Walter Heywood Chair Company;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bill to enable the New England Historic Genealogical Society to hold an additional amount of property, was read and passed to be engrossed, in concurrence.

Sinking  
funds.

The bill specially assigned for 2½ o'clock, in relation to certain sinking funds of the Commonwealth, was called up, and was read and afterwards postponed and specially assigned for to-morrow, at 2½ o'clock.

Statement of  
Ins. Com-  
missioner.

On motion of Mr. Williams of Taunton, the report of the Insurance Commissioner, in response to an order of March 14, was taken from the table, and placed in the orders of the day for to-morrow.

Bills passed.

Engrossed bills :

Fixing the salary of the treasurer of Dukes County ;

To incorporate the Newburyport and Plum Island Street Railway Company ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves :

In favor of Andrew Falvey ;

(Which originated in the Senate ;)

In favor of the Perkins Institution and Massachusetts Asylum for the Blind ;

In aid of the Perkins Institution and Massachusetts Asylum for the Blind to meet its current expenses ;

(Which severally originated in the House of Representatives ;)

Were severally passed, and signed and sent to the Senate.

Adjourned.

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WEDNESDAY, March 25, 1868.

Met according to adjournment.

Committee  
appointed.

The Speaker appointed Messrs. Jackman of Newburyport, Field of Shelburne, Howe of Bolton, Child of Boston, Haynes of Springfield, Fiske of Waltham, and Waitt of Nantucket, as the committee under the order adopted yesterday for an investigation into the doings of the county commissioners of Essex County.

Removal of  
Berkshire  
courts.

Mr. Thayer of Adams presented the petitions of T. B. Eldridge and others of Hancock, William T. Filley and others of Lanesborough, N. F. Roys and others of New Ashford, Graham A. Root and others of Sheffield, William S. Huntington and others of Becket, Philip Eames and others of Washington, severally in aid of the petition for

the removal of the Berkshire courts from Lenox to Pittsfield.  
Severally referred to the committee on that subject.

Mr. Hart of Woburn, the petition of the Stoneham Branch Railroad Company, for increase of capital. Stoneham Branch R.R.

Mr. Tompkins of Boston, the petition of H. F. Griggs and others; and Fitchburg Railroad.

Mr. Sherburne of Charlestown, the petition of George C. Wright and others;

Severally for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals.

Mr. Gaylord of Boston, the petition of Emily J. Cressy, for state aid; which was referred to the committee on Military Affairs. Emily J. Cressy.

Mr. Hobbs of Roxbury, the petition of Elizabeth W. Morse, for state aid; which was referred to the same committee. Elizabeth W. Morse.

Mr. Fiske of Weston, the petition of George M. Brooks and others of Concord, against the union of Boston and Charlestown; which was referred to the committee on that subject. Boston and Charlestown.

Mr. Tompkins of Boston, the petition of Joseph G. Hamblin and others, against the petition of the East Boston Ferry Company; which was referred to the committee on Harbors. East Boston Ferry Co.

Mr. Adams, of Newburyport, the petition of William Sutton and others, in aid of the petition of the Massachusetts Agricultural College; which was referred to the committee on Agriculture. Massachusetts Agricultural College.

Mr. Ward of Amherst, the petition of Horace Lyman and others of Sunderland, for authority to that town to take stock in the Sunderland Bridge Corporation; which was referred to the committee on Towns. Town of Sunderland and Sunderland Bridge Corporation.

Severally sent up for concurrence.

Mr. Walker of Springfield, the petition of Albert Wood and others, in regard to the action of overseers of the poor in removing minor children from the towns where they belong; which was referred to the committee on the Judiciary. Removal of minor paupers.

Mr. Gould of Brewster, on leave, introduced a bill concerning the Cape Cod Railroad Company; which was read and referred to the committee on Railways and Canals, and sent up for concurrence. Cape Cod Railroad Co.

1st National  
Mutual Fire  
Ins. Co. of  
Worcester.

Mr. Williams of Taunton, from the committee on Insurance, on the petition of E. A. Goodwin and others, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. Williams, the petition was recommitted to the committee on Insurance, with instructions to hear the parties.

Hyannis  
Savings  
Bank.

Mr. Crowell of Dennis, from the committee on Banks and Banking, on the petition of E. N. Winslow and others, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. Chase of Yarmouth, the petition was recommitted to the committee on Banks and Banking, with instructions to hear the parties.

Trawling for  
fish.

Mr. Simmons of Barnstable, from the committee on the Fisheries, on an order of January 24, relative to trawling for fish, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

State Almshouse at  
Tewksbury.

Mr. Haynes of Springfield, from the special committee of the House on the protection of the state almshouses from fire, reported a bill for the better supply of water for the state almshouse at Tewksbury. Read and referred to the committee on Finance.

Vineyard  
Sound R. R.

Mr. Drew of Plymouth, from the committee on Railways and Canals, to whom was referred the bill concerning the Vineyard Sound Railroad Company, reported it in a new draft. Read and ordered to a second reading. And under a suspension of the rules the bill was read a second and third time and passed to be engrossed and sent up for concurrence. And the rule requiring the Clerk to hold the bill until the right of reconsideration had expired, was suspended.

Bill passed.

Afterwards, the bill having been engrossed, was passed to be enacted and signed and sent to the Senate.

#### *Papers from the Senate.*

Music Hall  
Association  
in Worcester.

Bill to incorporate the Music Hall Association in Worcester, introduced on leave in the Senate, came down, and was read and referred to the committee on Mercantile Affairs, in concurrence.

Commitments to  
State Reform  
School and  
Industrial  
School.

Bill in relation to commitments to the State Reform School and the Industrial School for Girls, introduced on leave in the Senate, came down, and was read and referred to the committee on Public Charitable Institutions, in concurrence.

Arrests by  
State Police.

A communication from the Constable of the Commonwealth, in reply to an order of the Senate, relative to arrests

in January and February, &c., was referred in concurrence to the committee on the Sale of Intoxicating Liquors and the State Constabulary.

**Bills:**

To renew and extend the charter of the South of Europe Steamship Company;

8<sup>th</sup> Europe Steamship Co.

To incorporate the Massachusetts and Rhode Island Yearly Meeting of Free Baptists;

Yearly Meeting of Free Baptists.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Notice was received that House bill to authorize the Chelsea Savings Bank to hold real estate, had been rejected by the Senate.

Chelsea Savings Bank.

**Engrossed bills:**

Bills passed.

Requiring the Eastern Railroad Company to establish a flag-station at Knight's Crossing in the town of Newbury;

(Which originated in the House of Representatives;)

To increase the capital stock of the Chicopee Manufacturing Company;

Concerning the fees of witnesses for attendance in the probate courts;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

On motion of Mr. Bates of Westfield, the bill to repeal an act concerning the provisions for widows in certain cases, was taken from the table and placed in the orders of the day for to-morrow.

Provisions for widows.

The orders of the day were taken up.

Orders of the day.

**Bills:**

To incorporate the Harvard Skating Rink Company;

To confirm the deed of Benjamin H. Andrews, executor of the will of James Andrews;

To further amend an act incorporating the Howard Benevolent Society;

To incorporate the Catholic Lyceum Association;

To authorize the Fitchburg Railroad Company to construct a branch road in Waltham;

Were severally read and ordered to a third reading.

Bill to incorporate the Wakefield, Melrose and Malden Railroad Company, was on motion of Mr. Mixter of Hardwick, postponed until to-morrow.

Bill extending the provisions of chapter 26 of the General Statutes, relating to the preservation of the public health, was read and passed to be engrossed and sent up for concurrence.

Bill concerning offences against the public health, was rejected.

Report of the Insurance Commissioner in response to an order of the House of March 14, was on motion of Mr. Williams of Taunton, laid on the table.

Report of the committee on Printing, relative to amending the 17th of the joint rules, concerning the printing of public documents; and

Report, leave to withdraw, on the petition of Samuel Fessenden and others;

Were severally accepted in concurrence.

License law.

Bill to regulate the sale of intoxicating liquors, specially assigned for consideration at 2½ o'clock, was called up, and on motion of Mr. Train of Boston, was postponed and specially assigned for to-morrow, at the same hour.

Sinking funds.

Bill in relation to certain sinking funds of the Commonwealth, specially assigned for 2½ o'clock, was called up, and after consideration, was on motion of Mr. Rich of Boston, postponed until to-morrow.

Adjourned.

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THURSDAY, March 26, 1868.

Met according to adjournment.

East Boston Ferry Co.

Mr. Tompkins of Boston presented the remonstrance of T. G. Hall and others against the petition of the East Boston Ferry Company; which was referred to the committee on Harbors.

South Danvers.

Mr. Stevens of South Danvers, the petition of A. S. Porter and others of that town, against changing the name of the town to Peabody; which was referred to the committee on Towns.

Severally sent up for concurrence.

Suffrage to women.

Mr. Bassett of Ware, the petition of William B. Stone and others of West Brookfield, for the extension of the right of suffrage to women.

Mr. Arnold of Northampton, the petition of Hiram Stebbins and others of that town for the same purpose.

Severally referred to the committee on the Judiciary.

Mr. Train of Boston, on leave, introduced a bill to incorporate the Nonantum Horse Railroad Company; which was read and referred to the committee on Horse Railways.

Nonantum  
Horse Rail-  
road Co.

Mr. Brown of Granville, on leave, introduced a bill authorizing cities and towns to raise money for the reimbursement of drafted men; which was read and referred to the committee on Military Affairs.

Reimburse-  
ment of  
drafted men.

Severally sent up for concurrence.

On motion of Mr. Robinson of Dorchester,—

*Ordered*, That the committee on the Judiciary consider the expediency of increasing the pay of persons serving as jurors upon sheriffs' juries.

Pay of sher-  
iffs' juries.

Mr. Robinson also offered the following order, which was referred to the committee on Printing:—

*Ordered*, That 800 extra copies of the Commissioner's Report on the Fisheries be printed for the use of the Legislature.

Fisheries.

Mr. Heywood of Westford offered the following order, which was laid over, under the rule, until to-morrow:—

*Ordered*, That a joint special committee inquire and report what legislation, if any, is necessary respecting the compensation and fees of the clerks and other officers employed in the criminal courts in Suffolk County.

Pay of clerks  
in Suffolk  
County  
courts.

Mr. Sanford of Wareham, from the committee on the Fisheries, reported that the bill to amend an act for re-stocking the Mystic River and its tributaries with fish, ought to pass. *Ordered* to a second reading.

Fish in Mys-  
tic River.

Mr. Howe of Bolton, from the committee on Agriculture, on the petition of the Massachusetts Agricultural College, reported a resolve appropriating fifty thousand dollars thereto; which was read and referred to the committee on Finance.

Agricultural  
College.

Mr. Ordway of Boston, from the committee on Education, on an order of February 17, reported a bill to amend section 34 of chapter 38 of the General Statutes, relating to compensation of school committees. Read and ordered to a second reading.

Pay of school  
committees.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the petition of J. M. Forbes and others, reported a bill to change the name of the Vineyard Sound Railroad Company, and for other purposes. Read and ordered to a second reading.

Vineyard  
Sound R.R.

Mr. Blanchard of Boston, from the committee on Horse Railways, on the petition of the Brookline and Back Bay

Brookline  
and Back  
Bay Street  
Railway Co.



Street Railway Company, reported a bill concerning that company. Read and ordered to a second reading.

State Almshouse at Tewksbury.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred the bill for the better supply of water for the State Almshouse at Tewksbury, reported it in shape of a resolve, entitled, Resolve in relation to the State Almshouse at Tewksbury. Read and ordered to a second reading.

Wm. Gunn.

Mr. Walker, from the same committee, also reported that Senate resolve in favor of William Gunn ought to pass. Ordered to a second reading.

New England Hospital for Women and Children.

Mr. Thayer of Adams, from the same committee, reported that Senate resolve in favor of the New England Hospital for Women and Children ought to pass. Ordered to a second reading.

Police court of Fitchburg.

Mr. Bixby of North Bridgewater, from the same committee, reported that the bill to establish the police court of Fitchburg ought to pass. Placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Charles River and Warren Bridges.

In concurrence, the report of the committee of the last Legislature on Charles River and Warren Bridges, was referred to the committee on the union of Charlestown and Boston, and the committee on Harbors was discharged from the further consideration of the subject.

Eye and Ear Infirmary.

The petition of J. Wiley Edmands, in behalf of the Massachusetts Charitable Eye and Ear Infirmary, was referred, in concurrence, to the committee on Public Charitable Institutions.

Better enforcement of the laws.

On motion of Mr. Train of Boston, the bill for the better enforcement of the laws, was taken from the table and placed in the orders of the day for to-morrow.

Hutchinson Papers.

On motion of Mr. Adams of Quincy, the message of the Governor relating to the Hutchinson Papers was taken from the table and referred to the committee on the Judiciary.

Wakefield, Melrose and Malden R.R.

On motion of Mr. Gould of Melrose, the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, was discharged from the orders of the day, and postponed and specially assigned for Tuesday next, at 3 o'clock, P. M. •

Orders of the day.

The orders of the day were taken up.

Bill in relation to certain sinking funds of the Commonwealth was further considered, but before the vote thereon was taken,

License law.

The subject specially assigned for 2½ o'clock, viz., the bill to regulate the sale of intoxicating liquors, was called up, and the bill was read a second time.

On motion of Mr. Train of Boston, it was ordered that the bill be considered by sections.

Mr. Adams of Quincy moved to amend the first section by striking out the words "cider and," in the fourth line; but the motion was rejected.

On motion of Mr. Adams, the section was amended by adding the following:

And *provided, further*, that nothing herein contained shall apply to sales made by sheriffs, deputy sheriffs, coroners, constables, collectors of taxes, executors, administrators, guardians, assignees of insolvent debtors, assignees of bankrupts, or any other person required by law to sell personal property.

Mr. Adams moved to amend section 2 by substituting the following:

The county commissioners for the several counties shall grant one or more licenses for the sale of intoxicating liquors within each city and town in their respective counties, and shall also license as many other persons to be sellers thereof as in their opinion the public convenience may require, upon the terms and conditions hereinafter provided.

Mr. Tarbox of Lawrence moved to amend the amendment by substituting the following:

The county commissioners for the several counties shall grant licenses to persons within their respective counties to be sellers and retailers of intoxicating liquors upon the terms and conditions hereinafter prescribed. Any person of adult age and good moral character applying therefor, and complying with such terms and conditions, shall be entitled to such license: *provided*, that said commissioners may in their discretion refuse to license any applicant not a licensed inn-holder or common victualler to sell, to be drunk upon the premises.

Mr. Tarbox called for the yeas and nays upon this amendment, but they were not ordered; and the amendment was rejected.

The amendment offered by Mr. Adams was agreed to.

Section 3 was amended, on motion of Mr. Adams, by filling the blank in line 7 with the word "May," and also by inserting after "years," in line 9, the words, "from the first of January, in the year 1868," and by inserting in line 14, after the word "years," the words, "from the first Wednesday of January following his election, and until his successor is qualified."

Also on motion of Mr. Train of Boston, by striking out in lines 11 and 12, the words, "after the year 1868," and inserting the words, "in each year." Also by striking out the word "Commonwealth," in line 21, and inserting "counties aforesaid."

Mr. Allen of Newton moved to amend the same section in line 20, by inserting after "Commissioners," the words, "and the county commissioners for the several counties;" but the amendment was rejected.

On motion of Mr. Adams, section 4 was amended in line 8, by striking out "fifty," and inserting "one hundred."

And section 6 was amended on motion of Mr. Adams, by striking out in lines 2 and 3, the words, "a meeting specially called therefor in the months of January or February of any year," and inserting, "the regular annual meeting in any city or town for the choice of city or town officers."

Mr. Field of Shelburne moved to amend the section by striking out the words, "to be drunk on the premises," in line 5.

Mr. Morton of Boston moved to amend by striking out the word "either," and the words "or fermented," in line 6.

Mr. Brownell of Westport moved to amend by striking out the words, "in which case the commissioners shall grant no such license except to licensed inn-holders to sell to their actual and *bona fide* guests."

Mr. Whiting of Pembroke moved to amend by striking out the words, "except to licensed inn-holders to sell to their actual and *bona fide* guests."

These amendments were successively rejected.

The 8th section was amended on motion of Mr. Adams, by adding the words, "unless said commissioners after a full hearing shall otherwise determine."

The 9th section was amended, on motion of Mr. Adams, by striking out the words in lines 9, 10, 11 and 12, "and no person shall be licensed to sell intoxicating liquors in the same building, or part thereof, in which the revoked license was authorized to be used," and inserting, "and no license shall be granted to be exercised on the premises described in the license so revoked."

Also, section 10, on motion of Mr. Adams, by inserting after "sell," in line 9, the words, "but not to keep or maintain a public bar on the Lord's Day."

Mr. Warren of Waltham moved to amend section 11 by inserting after "or," in line 2, the words, "distilled liquors and wines;" but the amendment was rejected.

Mr. Adams moved to amend the 16th section by striking out the words in lines 2 and 3, "and having notice thereof,

whether by the official notice aforesaid, or otherwise ;" but the motion was rejected.

Mr. Tobin moved to amend the 16th section by substituting the following :—

If any dealer during the time of such prohibition, and having official notice thereof, shall sell or give to any such prohibited person, or any person other than a dealer shall give to or purchase or procure for or in behalf of any such prohibited person, any intoxicating liquor, he shall be punished by a fine not exceeding fifty dollars, or imprisonment in the house of correction for a term not exceeding six months.

The amendment was rejected.

Mr. Hobbs of Roxbury moved to amend section 18 in line 3, by striking out the word "and," and inserting the word "or ;" but the motion was rejected.

Mr. Adams moved to amend section 21 by striking out the word "cider," in line 3, and by adding to the section the words, "but shall not be construed to include cider ;" but the amendment was rejected.

Mr. Stearns of Milford moved to amend the same section by inserting before the word "cider," in line 3, the word "fermented ;" but the amendment was rejected.

Mr. Ford of Wrentham moved to amend section 22 in line 29 by striking out "two," and inserting "three ;" but the amendment was rejected.

Mr. Adams moved to amend section 22 by substituting for it a new section ; but the amendment was rejected.

On motion of Mr. Adams the vote was reconsidered, and then the amendment was adopted.

It is found printed as section 22, in House Document No. 165.

Section 24 was amended on motion of Mr. Adams, by striking out "five," in the 5th line, and inserting "ten," and by striking out "expiration of each month," in lines 5 and 6, and inserting "said first days of May and November in each year," and by adding to the section the words, "who shall within thirty days thereafter pay over one-half thereof to the treasurer of the Commonwealth, and any treasurer of any city or town neglecting to make such payment shall forfeit the sum of fifty dollars for each day said sum of money so received by him shall be retained in violation of this section."

The bill having been passed upon and agreed to by sections, and the question being on ordering it to a third reading,

On motion of Mr. Train of Boston, the previous question was ordered.

On motion of Mr. Bonney of Hanover, the yeas and nays were ordered,

And the roll being called, there were one hundred and thirty-nine yeas, and thirty-nine nays.

The yeas and nays were as follows:—

## YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
William F. Arnold,  
Henry Bassett,  
William G. Bates,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Ralph S. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,

Messrs. Andrew J. Freeman,  
Samuel Freeman,  
Frederick W. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
David D. Hart,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Charles Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
Edward A. Hulburt,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
William W. Kellogg,  
Dexter S. King,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
John McDuffie,  
William McFarlin,  
Isaac H. Meserve,  
William Mixter,

Messrs. Amasa C. Morse,  
 Ellis W. Morton,  
 Henry Newton,  
 John P. Ordway,  
 Thomas Parsons,  
 George H. Peirson,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry S. Porter,  
 George W. Potter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,  
 Otis Rich,  
 John H. Robinson,  
 Edward H. R. Ruggles,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,

Messrs. Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 John K. Tarbox,  
 Newell A. Thompson,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 William H. Waitt,  
 George Walker,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 Sydney F. Whitehouse,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 George W. Woodwell.

NAYS.

Messrs. George E. Allen,  
 E. Watson Arnold,  
 Willard Blackinton,  
 Morton V. Bonney,  
 Charles Bradley,  
 Dennis Cawley, Jr.,  
 Seth Crowell,  
 John D. Flagg,  
 Samuel T. Field,  
 Samuel H. Gould,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Alvah Holway,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Roger H. Leavitt,  
 Frederick A. Morey,

Messrs. Edwin Mudge,  
 Weaver Osborn,  
 Henry E. Pond,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Ensign B. Rogers,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 John M. Tobin,  
 Levi Wallace,  
 A. G. Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Nathan S. Williams.

Yeas, 139; Nays, 39.

## ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Samuel Appleton,  
 John H. Bangs,  
 William Barker, Jr.,  
 Irving Bates,  
 P. A. Beaman,  
 Oliver H. P. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 Heman B. Chase,  
 Henry M. Clarke,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Richard H. Dana, Jr.,  
 Leander S. Daniels,  
 Jeremy B. Dennett,  
 Silas Dunton,  
 Charles H. Fiske,  
 Dudley Foster,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Delano A. Goddard,  
 Josiah S. Hammond,  
 George W. Heywood,  
 Harvey Jewell, (Speaker,)  
 Lewis S. Judd,  
 Job M. Leonard,  
 John Livermore,  
 Wallace McFarland,  
 Leonard McKenzie,

Messrs. Nathaniel C. Nash,  
 Dan Packard,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Moses Pool,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Eleazer Richmond,  
 Joseph Ross,  
 Otis T. Ruggles,  
 George Sanford,  
 John Severson,  
 Henry Shortle,  
 Isaac H. Stearns,  
 Walter B. Studley,  
 Prescott A. Thompson,  
 S. K. Towle,  
 Jacob P. Towne,  
 Lory S. Watson,  
 William Whiting,  
 Warren Williams,  
 J. W. F. Willson,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 James S. Woodworth,  
 Charles W. Worcester,  
 William H. P. Wright,  
 P. Ambrose Young.

And the bill was ordered to a third reading,

And on motion of Mr. Train of Boston, was assigned for  
 2½ o'clock, to-morrow.

## Bills passed. Engrossed bills:

To continue in force an act to incorporate the Attle-  
 borough Mutual Fire Insurance Company ;

To enable the New England Historic Genealogical Society  
 to hold an additional amount of property ;

(Which severally originated in the Senate ;)

Concerning the Rockport Steam Cotton Mills ;

(Which originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent  
 to the Senate.

Adjourned.

FRIDAY, March 27, 1868.

Met according to adjournment.

Mr. Child of Boston presented the petition of Isaac Flye Isaac Flye.  
for state aid.

Mr. Tobin of Boston, the petition of David W. Johnson David W. Johnson.  
for state aid.

Mr. Wood of Grafton, the petition of the selectmen of Town of Grafton.  
Grafton, to be paid for armory rent.

Severally referred to the committee on Military Affairs.

Mr. Walker of Springfield, the petitions of Bradley Leach Fishways in Connecticut River.  
and others of Westmoreland, N. H.; A. G. Hatch and  
others of Windsor, Vt.; J. D. Bridgeman and others of  
Rockingham, Vt., severally relating to fish-ways in Connect-  
icut River.

Mr. Huntington of Amesbury, the petition of Jonathan Fishing in Merrimack River.  
Morrill of Amesbury, for a modification of the laws regard-  
ing fishing in Merrimack River.

Severally referred to the committee on Fisheries.

Mr. Long of Charlestown, the petition of Edward Lord Fitchburg Railroad.  
and others of Watertown;

Mr. Rand of Charlestown, the petition of Royal Gilkey  
and others of Watertown;

Mr. Towne of Fitchburg, the petition of J. W. Bean and  
others of Concord;

Severally for authority to the Fitchburg Railroad Com-  
pany to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and  
Canals.

Mr. Sherburne of Charlestown, the petition of the city of Charlestown and Boston.  
Charlestown against the union of Charlestown and Boston;  
which was referred to the committee on that subject.

Mr. Tompkins of Boston, the remonstrance of M. B. East Boston Ferry Co.  
Leonard and others against the extension of the charter of  
the East Boston Ferry Company; which was referred to the  
committee on Harbors.

Mr. Crowell of Dennis, the petition of H. Phinney and Hyannis Savings Bank.  
others, in aid of the petition of E. N. Winslow and others;  
which was referred to the committee on Banks and Banking.

Mr. Thayer of Adams, the petition of William M. Kniffin Berkshire courts.  
and others of West Stockbridge, for the removal of the  
Berkshire courts from Lenox to Pittsfield; which was  
referred to the committee on that subject.

Severally sent up for concurrence.



**Divorce.** Mr. Child of Boston, the petition of John A. Davis in favor of the passage of the bill in relation to divorce; which was referred to the committee on Probate and Chancery.

**Arson.** Mr. Lombard of Warren, the petition of William Lincoln and others of Warren, for a law to punish arson with death; which was referred to the committee on the Judiciary.

**Rights and interests of counties.** Mr. Jackman of Newburyport, on leave, introduced a bill to protect the rights and interests of the several counties; which was read and referred to the committee on the Judiciary.

**South Boston Freight Railway Co.** Mr. Towne of Fitchburg, on leave, introduced a bill to incorporate the South Boston Freight Railway Company; which was read and referred to the committee on Horse Railways, and sent up for concurrence.

The order offered yesterday by Mr. Heywood of Westford, was taken up and amended, and adopted in the following form:—

**Clerks of Suffolk and Essex.** *Ordered,* That the committee on the Judiciary inquire and report what legislation, if any, is necessary respecting the compensation and fees of the clerks and other officers employed in the criminal courts in the counties of Suffolk and Essex.

On motion of Mr. Brown of Granville,—

**Trials by trial justices on warrants issued by them.** *Ordered,* That the committee on the Judiciary consider the expediency of providing by law that no trial justice shall try any criminal case when the complaint and warrant are issued by him, but that such complaint shall be tried by some other trial justice or court authorized in any case to try criminal cases.

On motion of Mr. DeWolf of Chester,—

**Trial of criminal cases by justices of the peace.** *Ordered,* That the same committee consider the expediency of providing by law that any justice of the peace and of the quorum, in the absence of a trial justice from the town of his residence, or from sickness, shall have the same authority to try criminal cases, as is now given by law to trial justices, and the return of the officer on any warrant setting forth such absence or sickness, shall be conclusive evidence of such fact.

On motion of Mr. Thayer of Adams,—

**Abolition of police courts by popular vote in town meetings.** *Ordered,* That the same committee consider the expediency of providing by law that any town in the Commonwealth having a police court, may, at a legal meeting, with an article in the warrant for that purpose, by a majority of the legal voters present and voting thereon, vote to abolish

such court, and the same shall, from the passage of such vote, be abolished.

Mr. Robinson of Dorchester presented the petition of Marshall P. Wilder and others, in aid of the petition of the Massachusetts Agricultural College; which was laid upon the table.

*Papers from the Senate.*

Communications from the Adjutant-General, the Quarter-master-General, and the Auditor, severally in response to orders of the two branches, came down, and were severally referred to the committee on Military Affairs.

The petition of Horace Lyman and others, referred by the House to the committee on Towns, came down, referred by the Senate to the committee on Roads and Bridges instead. The House concurred in referring it to the last named committee.

The petition of Edward Crane for a commission to consider the subject of transportation between Boston and Lake Ontario, was referred, in concurrence, to the committee on Railways and Canals.

The petition of Charles F. Fowler and others in aid of the petition of the Massachusetts Agricultural College, was referred, in concurrence, to the committee on Agriculture.

Bill to apportion and assess a state tax of \$2,000,000, passed to be engrossed in the Senate, in concurrence with amendments, came down and was considered, and the amendments were concurred in.

Bill to incorporate the Boston Yacht Club; and

Resolves in relation to the Soldiers' National Cemeteries at Gettysburg and Antietam;

Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of March 20, reported a bill to legalize the doings of the town of Palmer at its annual meeting in March, 1868. Read and ordered to a second reading.

Mr. Adams of Quincy, from the committee on Federal Relations, on the petition of Richard Nugent, reported a resolution in relation to the case of William C. Nugent. Placed in the orders of the day for to-morrow.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolve in favor of Mary Ann Nolan ought to pass.

Mass. Agri-  
cultural Col-  
lege.

Also that the resolve appropriating \$50,000 to the Massachusetts Agricultural College, ought to pass in a new draft, entitled Resolve in favor of the Massachusetts Agricultural College.

Severally read and ordered to a second reading.

Metric sys-  
tem in  
schools.

Mr. Allen of Newton, from the committee on Education, on petition of the American Statistical Association, reported a bill in relation to the branches to be taught in the grammar and high schools of the Commonwealth.

School dis-  
tricts and  
school fund.

Mr. Abbott of Middleborough, from the same committee, to whom was referred the bill to repeal certain laws concerning school districts, reported a bill to amend section 1, chapter 208, of the acts of the year 1866, concerning the distribution of the income of the school fund. Severally read and ordered to a second reading.

State aid.

Mr. Thompson of Boston, from the committee on Military Affairs, on an order of March 11, reported a bill to repeal section 3 of chapter 136 of the acts of 1867 concerning state aid. Read and ordered to a second reading.

Insolvent  
estates of de-  
ceased per-  
sons.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, to whom was recommitted the bill relating to insolvent estates of deceased persons, reported it in a new draft. Read and ordered to a second reading.

Charles A.  
Davis.

Mr. Wilder of Boston, from the committee on Military Affairs, on the petition of Charles A. Davis, reported leave to withdraw.

Cavalry  
drill.

And on an order of March 3, relative to cavalry drill, reported inexpedient to legislate.

Smoking in  
horse rail-  
road cars.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on petition of B. T. Currier and others, reported leave to withdraw.

Valuation of  
Belmont.

Mr. Rich of Boston, from the committee on Finance, reported that bill to amend chapter 181 of the acts of 1865, ought not to pass. Severally placed in the orders of the day for to-morrow.

Benj. James  
and Alpheus  
M. Stetson.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, reported that Senate resolve on the petition of Benjamin James and Alpheus M. Stetson, ought to pass. Ordered to a second reading.

Orders of the  
day.

The orders of the day were taken up.

Bill in relation to certain sinking funds of the Commonwealth was, on motion of Mr. Parsons of Brookline, laid on the table.

And Mr. Parsons offered a substitute, which was ordered to be printed.

Bill relative to the blasting of rocks, was read and amended and ordered to a third reading.

Bill to incorporate the Harvard Skating Rink Company, was read and amended, and passed to be engrossed, and sent up for concurrence.

**Bills:**

For the protection of trout in Grist-Mill Pond, in the town of Wareham;

To incorporate the Massachusetts and Rhode Island yearly meeting of Free Baptists;

To renew and extend the charter of the South of Europe Steamship Company;

To change the name of the Vineyard Sound Railroad Company, and for other purposes; and

**Resolves:**

In favor of the New England Hospital for Women and Children;

In favor of William Gunn;

Were severally read and ordered to a third reading.

Bill concerning the inspectors of the state almshouses, and the hospital at Rainsford Island, was on motion of Mr. Wallace of Pepperell, postponed until Monday.

Report, inexpedient, on an order relative to trawling for fish, was accepted and sent up for concurrence.

**Bills:**

To confirm the deed of Benjamin H. Andrews, executor of the will of James Andrews;

To further amend the act incorporating the Howard Benevolent Society;

To establish the police court of Fitchburg;

Were severally read and passed to be engrossed and sent up for concurrence.

Bill to authorize the Fitchburg Railroad Company to construct a branch road in Waltham, was read and passed to be engrossed, in concurrence.

Bill to repeal an act concerning the provisions for widows in certain cases, was, on motion of Mr. Train of Boston, postponed until Tuesday.

Bill to incorporate the Catholic Lyceum Association, was read and amended, and passed to be engrossed, and sent up for concurrence.

Bill to incorporate the Massachusetts Spiritualist Association was read and passed to be engrossed, in concurrence.

The bill to regulate the sale of intoxicating liquors, was License law. called up, and was read a third time.

On motion of Mr. Brown of New Bedford, the yeas and nays were ordered on the question of passing it to be engrossed.

Mr. Howland of Lynn moved to amend section 22 so as to provide for quarter-yearly returns of accounts of sales.

Mr. Dana of Cambridge moved to amend the amendment by providing for returns every alternate month.

The amendment to the amendment was agreed to by a vote of 118 to 91, and then the amendment, as amended, was adopted.

And other sections of the bill were amended, on motion of Mr. Howland, so as to conform to this change.

On motion of Mr. Blanchard of Boston, section 4 was amended by adding a provision against sales by non-residents.

Mr. Warren of Waltham moved to amend section 4 by adding, "No person licensed to sell intoxicating liquors to be drunk on the premises, shall keep an open bar or bar room for the sale of distilled liquors and wines;" but the amendment was rejected.

Section 3 was amended on motion of Mr. Adams of Quincy, by inserting after "expenses," in line 25, the words, "stationery, clerk hire and office rent," and by adding at the close of the section, "and they may appoint a clerk and fix a reasonable sum as his salary."

Mr. Bassett of Ware moved to amend section 10 in lines 11, 12, 13 and 14, by striking out, "at such times, on a requisition of a licensed medical practitioner therefor, made out and signed during the prohibited period or periods, not to be drunk on the premises," and insert "for medicinal purposes;" but the amendment was rejected.

Mr. Barker of Dartmouth moved to amend the 14th section by striking out the words, "specially authorized by them," in line 4; but the amendment was rejected.

Section 2 and section 14 were amended as to phraseology, on motion of Mr. Train of Boston.

On motion of Mr. Train the previous question was ordered.

And the question being on passing the bill to be engrossed, The roll was called, and there were one hundred and sixty-four yeas, and fifty-six nays.

And the bill was passed to be engrossed.

The yeas and nays are as follows:—

#### YEAS.

Messrs. John Quincy Adams,	Messrs. William G. Bates,
Rufus Adams,	P. A. Beaman,
Samuel Appleton,	Hugh R. Bean,
Henry Bassett,	Charles Bird, Jr.,
Irving Bates,	C. C. Bixby,

Messrs. Charles H. Blanchard,  
 John C. Blasdel,  
 Albert Blood,  
 George E. Bridges,  
 Ralph S. Brown,  
 John R. Bullard,  
 William H. Burbeck,  
 Hodgdon F. Buzzell,  
 James Capen,  
 Thomas H. Carruth,  
 Jonas A. Champney,  
 Philo Chapin,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Patrick A. Collins,  
 Henry H. Cook,  
 Lament B. Corbin,  
 George P. Cox,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Thomas Cunningham,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Silas Dunton,  
 Moses Farnum,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 Charles A. Fox,  
 James A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Frederick W. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Noah M. Gaylord,  
 Levi S. Gould,

Messrs. J. Otis Hale,  
 Josiah S. Hammond,  
 David D. Hart,  
 James A. Hervey,  
 Charles A. Hewins,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William W. Kellogg,  
 Dexter S. King,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 John Lee,  
 James L. Locke,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 James F. Mansfield,  
 Murdock Matheson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 William Mixter,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Henry Newton,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry S. Porter,  
 George W. Potter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,

Messrs. Alvah Raymond, Jr.,  
 William H. Reynard,  
 Otis Rich,  
 John H. Robinson,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Edwin N. Snow,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John K. Tarbox,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,

Messrs. George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 James S. Woodworth,  
 Charles W. Worcester,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
 George E. Allen,  
 E. Watson Arnold,  
 William Barker, Jr.,  
 Willard Blackinton,  
 Morton V. Bonney,  
 Charles Bradley,  
 Oliver H. P. Brown,  
 Ezra P. Brownell,  
 Dennis Cawley, Jr.,  
 Heman B. Chase,  
 Benjamin F. Cook,  
 Joseph W. Cornell,  
 Seth Crowell,  
 Jeremy B. Dennett,  
 John D. Flag,  
 Josiah O. Friend,  
 Samuel T. Field,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Alvah Holway,

Messrs. Lewis S. Judd,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Job M. Leonard,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Weaver Osborn,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,

Messrs. John H. Swain,  
James G. Tewksbury,  
Shepherd Thayer,  
John M. Tobin,  
S. K. Towle,  
Jacob P. Towne,  
A. G. Walker,

Messrs. Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson.

Yeas, 164; Nays, 56.

ABSENT OR NOT VOTING.

Messrs. William F. Arnold,  
John H. Bangs,  
William B. Brown,  
Delano A. Goddard,  
Samuel H. Gould,  
Tilly Haynes,  
Anson P. Hooker,  
Edward A. Hulbert,  
Harvey Jewell, (Speaker,)  
Roger H. Leavitt,

Messrs. John Livermore,  
John Manson,  
Nathaniel C. Nash,  
John Perley,  
Edward H. Pierce,  
George Sanford,  
John Severson,  
Oliver W. Smith,  
Windsor N. White,  
George W. Woodwell.

Mr. Train moved a reconsideration, and under a suspension of rules the motion was considered at once. On motion of Mr. Train the previous question was ordered. And the motion to reconsider was rejected. The bill was sent up for concurrence.

Engrossed bill to establish the office of assistant attorney-general, (which originated in the House of Representatives,) was passed to be enacted, and signed and sent to the Senate. Bill passed.

Adjourned.

SATURDAY, March 28, 1868.

Met according to adjournment.

Mr. Thompson of Boston presented the petition of Julian O. Mason, for an adjustment of his claims against the State for labor and materials furnished in alterations and repairs of the state house; which was referred to the committee on the State House. Julian O. Mason—work on the state house.

Mr. Tompkins of Boston, the remonstrance of J. A. Ricketson and others, against the petition of the East Boston Ferry Company. East Boston Ferry Co.

Mr. Ross of Ipswich, the petition of R. T. Dodge and others of Ipswich, for a law to prohibit taking sand from Bar Island. Sand from Bar Island.

Severally referred the committee on Harbors.



Charlestown  
to Boston.

Mr. White of Charlestown, the remonstrance of P. J. Stone and others of Charlestown, against the annexation of Charlestown to Boston ; which was referred to the committee on that subject.

Severally sent up for concurrence.

Corn league.

Mr. Cunningham of Charlestown, the petition of Carlos Tewksbury and others, against the corn league, and asking for a law to restrict it to a reasonable percentage on the cost of flour and grain. Referred to the committee on the Judiciary.

Inspection  
of flour.

On motion of Mr. Adams of Newburyport,—

*Ordered*, That the committee on Mercantile Affairs consider the expediency of providing by law for the inspection of flour. . Sent up for concurrence.

Committee  
authorized  
to send for  
persons and  
papers.

On motion of Mr. Bates of Westfield,—

*Ordered*, That the Committee on Probate and Chancery, in considering the subject of an order relative to remodeling the probate courts, &c., have power to send for persons and papers.

Hawkers and  
peddlers of  
goods by  
sample.

Mr. Parsons of Brookline, on leave introduced a bill concerning hawkers and peddlers of goods by sample ; which was read and referred to the committee on the Judiciary.

Town of  
Essex.

Mr. Williams of Boston, from the committee on Towns, on the petition of the town of Essex, reported leave to withdraw, for want of legal notice. The report was considered, and on motion of Mr. Williams was recommitted to the committee on Towns, with instructions to hear the parties.

Grist-mill  
tolls.

Mr. Plunkett of Pittsfield, from the committee on Manufactures, to whom was recommitted the petition of Roland Yeamans and others, reported a bill in relation to mills. Read and ordered to a second reading.

Salem turn-  
pike, &c.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, on the petition of John P. Palmer and others, reported leave to withdraw. Placed in the orders of the day for Monday.

Mr. Leavitt of Charlemont, for himself and Messrs. Blasdel of Lexington and Fay of Boston, submitted a minority report with a bill, concerning the Salem Turnpike and Chelsea Bridge. Ordered to be printed.

Gas compa-  
nies.

Mr. Thompson of Boston, on leave, introduced a bill for the regulation of gas companies and the better protection of consumers of gas ; which was read and referred to the committee on Manufactures.

*Papers from the Senate.*

The petitions of William Sage and others, George H. Richards and others, William H. Sayer and others, F. M. Holmes and others, Charles T. Richardson and others, Jeremiah Prescott and others, severally for the union of Boston and Charlestown, and the remonstrance of J. C. Bartlett and others of Chelmsford, against the same, were severally referred in concurrence to the committee on that subject.

Boston and  
Charlestown.

*Ordered,* In concurrence, that the committee on the Fisheries consider the expediency of prohibiting inhabitants of other states from entering upon the flats and shores and digging clams and other shell-fish, or catching fish in the inland bays and harbors of Massachusetts.

Digging  
clams, &c.

Bill in addition to an act to incorporate the Duxbury and Cohasset Railroad Company, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Railways and Canals.

Duxbury  
and Cohasset  
Railroad.

Bill to incorporate the Boston and Chicago Adjustable Car Company, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Mercantile Affairs.

Adjustable  
Car Co.

Bill concerning the preservation of certain birds, passed to be engrossed in the Senate, in concurrence, with amendments, came down, and was referred to the committee on the Judiciary.

Preservation  
of certain  
birds.

Bill in relation to shell fisheries, having been substituted in the Senate for report leave to withdraw, on the petition of Isaac H. Boardman and others, and passed to be engrossed, came down, and was read and referred to the committee on the Judiciary.

Shell fish.

Bill concerning the real estate of the Methodist Episcopal Churches in Natick, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading, and on motion of Mr. Wallace of Pepperell, the rules were suspended, and it was read a second and third time. Objection being made to the suspension of the 60th rule, it was referred to the committee on Bills in the Third Reading, who reported it incorrectly drawn, and recommended that it be recommitted to the committee on Parishes and Religious Societies, and it was accordingly recommitted.

Methodist  
Churches in  
Natick.

Bill to incorporate the Trustees of the Peabody Academy of Sciences, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Peabody  
Academy of  
Sciences.

Railroad  
from Lowell  
to Ballard-  
vale.

Report, leave to withdraw, on the petition of Edward M. Sargent and others, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Great ponds.

Notice was received from the Senate that House bills  
To prevent encroachments upon the great ponds of the Commonwealth ;

Streets in  
Taunton.

In relation to the laying out of streets in the city of Taunton ;

Had severally been rejected by the Senate.

Orders of the  
day.

The orders of the day were taken up.

Resolve in relation to the state almshouse at Tewksbury ;

Resolution in relation to the case of William C. Nugent ;

Bill to amend section 1, chapter 208 of the acts of the year 1866, concerning the distribution of the income of the school fund ;

Bill in relation to the insolvent estates of deceased persons ;  
and

Resolve in favor of the Massachusetts Agricultural College ;

Were severally postponed until Monday.

Bill to amend section 34, chapter 88 of the General Statutes relating to the compensation of school committees, was read and rejected.

Bill concerning the Brookline and Back Bay Street Railway Company was read, and pending the consideration of amendments was, on motion of Mr. Child of Boston, recommended to the committee on Horse Railways.

Bills :

To repeal the 3d section of chapter 136 of the acts of 1867, concerning state aid ;

For the better enforcement of the laws ;

In relation to the branches to be taught in the grammar and high schools of the Commonwealth ;

Legalizing the doings of the town of Palmer at its annual meeting in March, 1868 ;

To incorporate the Boston Yacht Club ; and

Resolves :

On the petition of Benjamin James and Alpheus M. Stetson ;

On the petition of Mary Ann Nolan ;

In relation to the Soldiers' National Cemeteries at Gettysburg and Antietam ;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on petition of B. T. Currier and others, was accepted.

Report, inexpedient, on an order relative to cavalry drill ;  
And report, leave to withdraw, on petition of Charles A. Davis ;

Were severally accepted, and sent up for concurrence.

Bill to amend chapter 181 of the acts of the year 1865, was rejected.

Bill relative to the blasting of rocks in the city of Boston ;  
Bill for the protection of trout in Grist-Mill Pond, in the town of Wareham ; and

Bill to change the name of the Vineyard Sound Railroad Company, and for other purposes ;

Were severally read, and the last named amended, and severally passed to be engrossed, and sent up for concurrence.

Bills :

To incorporate the Massachusetts and Rhode Island yearly meeting of Free Baptists ;

To renew and extend the charter of the South of Europe Steamship Company ; and

Resolve in favor of William Gunn ;

Were severally read and passed to be engrossed in concurrence.

Resolve in favor of the New England Hospital for Women and Children, was reported by the committee on Bills in the Third Reading to be incorrectly drawn, and, on the recommendation of that committee, was referred to the committee on the Judiciary.

Bill to amend an act for the re-stocking of Mystic River and its tributaries with fish, was read and ordered to a third reading.

Mr. Howland of Lynn moved a reconsideration of the vote by which the bill to incorporate the Massachusetts Spiritualist Association was passed to be engrossed, and the motion was laid upon the table.

Mass. Spiritualist Association.

On motion of Mr. Adams of Quincy,—

Bills :

To repeal chapter 86 of the General Statutes, and all acts and parts of acts relating thereto ;

Prohibitory law.

Concerning the Boston, Hartford and Erie Railroad Company ; and

Hartford & Erie R. R. Co.

Report on an order relative to the prevention of railroad accidents ;

Railroad accidents.

Were severally taken from the table, and placed in the orders of the day for Monday.

Adjourned.

MONDAY, March 30, 1868.

Met according to adjournment.

Staples &  
Phillips.

Mr. Williams of Taunton presented the remonstrance of Crocker Brothers & Company and others, against the petition of Staples & Phillips.

Maverick  
Bridge.

Mr. Whitehouse of Boston, the petition of Edwin F. Adams and others, in aid of the petition of N. Gibson and others.

East Boston  
Ferry.

Mr. Tompkins of Boston, the petition of D. L. Gray and others, against the extension of the East Boston Ferry Company's charter.

Referred to the committee on Harbors.

Newburyport  
and Ames-  
bury Horse  
Railroad.

Mr. Adams, of Newburyport, the petition of Nathaniel Pierce and others, to allow the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad.

Nonantum  
Horse R.R.

Mr. Bridges of Newton, the remonstrance of H. D. Bassett and others, against the bill for a railroad from Watertown to Newton Corner.

Severally referred to the committee on Horse Railways.

Fitchburg  
Railroad.

Mr. Rand of Charlestown, the petition of Frederick Riley and others;

Mr. Warren of Stow, the petition of William Maynard and others of Stow;

Severally for the passage of the bill giving authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals.

Epaphras  
Chase.

Mr. Ordway of Boston, the petition of Epaphras Chase, for state aid.

Patrick  
Tracy.

Mr. Stearns of Milford, the petition of Patrick Tracy, for state aid.

Severally referred to the committee on Military Affairs.

Lakeville  
Central Bap-  
tist Church.

Mr. Abbott of Middleborough, the petition of Horatio Nelson and others of Lakeville, for a change of Trustees of funds of the Central Baptist Church and Society in that town; which was referred to the committee on Parishes and Religious Societies.

Fishing in  
Merrimack  
River.

Mr. Chase of Haverhill, the petition of John Osgood and others of Haverhill, for a modification of the laws relating to fishing in Merrimack River; which was referred to the committee on the Fisheries.

Taunton and  
Lakeville  
boundary  
line.

Mr. Williams of Taunton, the petition of the mayor and city solicitor of Taunton, in relation to the boundary line

between Taunton and Lakeville; which was referred to the committee on Towns, with instructions to hear the parties.

Mr. Cox of Malden, the remonstrance of John H. Abbott and others of Malden, against the annexation of Charlestown to Boston; which was referred to the committee on that subject.

Boston and Charlestown.

Mr. Goddard of Worcester presented the petitions of David Joy and others of Mendon, R. B. Stratton and others of Worcester, and E. D. Draper and others of Milford, severally for the extension of the elective franchise to women.

Women's suffrage.

Severally referred to the committee on the Judiciary.

Mr. Williams of Taunton, the petition of the mayor and city solicitor of Taunton, for an act empowering the county commissioners of Bristol County to proportion the expense of building a street in Taunton; which was referred to the same committee, with instructions to hear the parties.

County commissioners of Bristol to lay out a road.

The following bills and resolves were introduced on leave, and referred:

By Mr. Train of Boston, a bill in addition to an act to incorporate the Pneumatic Dispatch Company of Massachusetts. Referred to the Committee on Railways and Canals.

Pneumatic Dispatch Co.

By Mr. Pierce of Boston, a bill to incorporate the Boston Skating Rink Association. Referred to the committee on Mercantile Affairs.

Boston Skating Rink Association.

By Mr. Adams of Newburyport, a bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company. Referred to the committee on Horse Railways.

Newburyport and Amesbury Horse Railroad.

By Mr. Brown of Marblehead, a bill for the re-stocking of Ipswich River and its tributaries with fish. Referred to the committee on the Fisheries.

Re-stocking Ipswich River, &c., with fish.

Also, by Mr. Brown, resolutions in relation to a ship canal connecting Lakes Erie and Ontario. Referred to the committee on Federal Relations.

Ship Canal between Lakes Erie and Ontario.

Severally sent up for concurrence.

By Mr. Tarbox of Lawrence, a bill to enable married women divorced from bed and board to dispose of their property. Referred to the committee on Probate and Chancery.

Married women, divorced, &c., to dispose of property.

By Mr. Kingman of Cummington, a bill concerning school districts in the town of Cummington. Referred to the committee on the Judiciary.

School districts in Cummington.

By Mr. Train of Boston, a bill in relation to the overseers of the poor of the city of Boston. Referred to the committee on the Judiciary.

Overseers of the poor of Boston.

On motion of Mr. Allen of Newton,—

Corporal  
punishment  
in charitable  
institutions.

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of abolishing corporal punishment in all the charitable and reformatory institutions of the State. Sent up for concurrence.

On motion of Mr. Williams of Worcester,—

Bail in criminal cases.

*Ordered*, That the committee on the Judiciary consider the expediency of providing that prisoners committed for not finding sureties to recognize for them, shall not be admitted to bail except by the persons enumerated in the first clause of section 36, chapter 170 of the General Statutes. Also, the expediency of so amending chapter 169 of the acts of 1862, that whenever the application provided for in said act is made by any person to be permitted to go at large upon bail, the district-attorney of the district where the prosecution is pending shall have notice of such application.

On motion of Mr. Bonney of Hanover,—

Registers of probate, &c.

*Ordered*, That the committee on Probate and Chancery consider the expediency of prohibiting registers of probate and insolvency and registers of deeds from acting as conveyancers and examiners of titles to real estate.

On motion of Mr. Hathaway of Charlton,—

Estates of deceased persons.

*Ordered*, That the same committee consider the expediency of so amending the statutes relative to the distribution of the estates of deceased persons, that a testator leaving a widow and no issue and personal estate not exceeding \$5,000 in value, may by his will dispose absolutely of one-half of his personal estate.

Town of Gloucester to improve county road.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, reported that the resolve authorizing the town of Gloucester to raise money to improve a county way in that town, ought not to pass.

Report of commissioners on fisheries.

Mr. Bonney of Hanover, from the committee on Printing, to whom was referred an order for printing extra copies of the report of the commissioners on the fisheries, reported that it was inexpedient to print extra copies.

Severally placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Joseph H. Cutts.

The petition of Joseph H. Cutts to be paid for the use of land known as Camp Stevens, was referred, in concurrence, to the committee on Military Affairs.

The remonstrance of A. Morrill, Jr., and others of Salisbury and Amesbury, against the petition of Robert Fowler and others, was referred, in concurrence, to the committee on Roads and Bridges. Eastern Bridge Co.

The report of the committee on the Troy and Greenfield Railroad for 1867, was referred, in concurrence, to the committee on that subject. Troy and Greenfield Railroad.

Bill to incorporate the Whitin Machine Works, introduced on leave in the Senate, came down, and was read and referred to the committee on Manufactures, in concurrence. Whitin Machine Works.

Bill to incorporate the Roman Catholic Cemetery Association, introduced on leave in the Senate, came down, and was read and referred, in concurrence, to the committee on Parishes and Religious Societies. Roman Catholic Cemetery.

Bill for the regulation of tenement and lodging-houses in the city of Boston, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary. Tenement and lodging-houses in Boston.

#### Bills:

Concerning state aid for disabled soldiers and sailors and their families, and the families of the slain ; State aid.

To authorize the Eastern Railroad Company to extend the Lawrence branch of its railroad into the city of Lawrence ; Eastern Railroad in Lawrence.

To revive an act to incorporate the Everett Insurance Company ; Everett Insurance Co.

To incorporate the Suffolk and Tremont Mills ; Suffolk and Tremont Mills.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

#### Reports :

Leave to withdraw, on petition of Abraham Reed and others ; and Fisheries in Taunton River.

Inexpedient, on an order of March 19, relative to an amendment of the dog law ; Dog law.

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Mr. Bates of Westfield moved a reconsideration of the vote by which the bill relative to the blasting of rocks in the city of Boston was on Saturday passed to be engrossed ; but the motion was rejected. Blasting rocks in Boston.

On motion of Mr. Adams of Quincy, the vote by which the bill to amend section 34, chapter 38 of the General Statutes, relating to the compensation of school committees



was on Saturday rejected, was reconsidered, and the bill was recommitted to the committee on Education.

On motion of Mr. Howland of Lynn,—

Hour of  
meeting.

*Ordered*, That when the House adjourns to-morrow, it adjourn to meet on Wednesday, at 10 o'clock.

Orders of the  
day.

The orders of the day were taken up.

Bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island, was read and amended, on motion of Mr. Plunkett of Pittsfield, so as to make it apply alone to the inspectors of the hospital, and ordered to a third reading.

Resolve in relation to the state almshouse at Tewksbury, was read and ordered to a third reading by a vote of 69 to 67.

The resolution in relation to the case of William C. Nugent was read, and amended, and passed, as follows :

*Whereas*, William C. Nugent, an adopted citizen of the United States, and an inhabitant of this Commonwealth, who served faithfully in the Union army during the late civil war, is now confined in jail in Ireland, in the kingdom of Great Britain, upon a charge of being a "Fenian," and has been so lying in prison since the fifth day of June last; and

*Whereas*, It appears to this Legislature that his case is one demanding our sympathy, and assistance to obtain his release if unjustly detained, or a speedy trial, if necessary to determine the sufficiency of the charge on which he is held,—

*Resolved*, That His Excellency the governor is respectfully requested to transmit a copy of the memorial of Richard Nugent to the secretary of state of the United States, and to ask his speedy consideration of the same, and that such official action may be had thereupon as may seem to the secretary appropriate.

Sent up for concurrence.

Bill to amend section 1, chapter 208 of the acts of the year 1866, concerning the distribution of the income of the school fund, was read, and on motion of Mr. Whiting of Pembroke, referred to the committee on Towns.

Bill in relation to the insolvent estates of deceased persons; and

Bill to incorporate the Trustees of the Peabody Academy of Science;

Were severally read and ordered to a third reading.

Resolve in favor of the Massachusetts Agricultural College was, on motion of Mr. Howe of Bolton, postponed until to-morrow.

Report, leave to withdraw, on petition of John P. Palmer and others was, on motion of Mr. Bullard of Dedham, postponed until to-morrow.

Bill in relation to mills was read and amended, and ordered to a third reading.

Report, leave to withdraw, on petition of Edward M. Sargent and others, was accepted, in concurrence.

Bill to repeal chapter 86 of the General Statutes, and all acts and parts of acts relating thereto, was, on motion of Mr. Collins of Boston, referred to the committee on the sale of Intoxicating Liquors and the State Constabulary, and sent up for concurrence.

Bill concerning the Boston, Hartford and Erie Railroad Company was read, and amended, on motion of Mr. Mixer of Hardwick, by striking out twenty, and inserting twenty-five, in section 3d, and ordered to a third reading.

Report, inexpedient, on an order relative to the prevention of railroad accidents, was accepted, and sent up for concurrence.

Bill to amend an act for the re-stocking of Mystic River and its tributaries with fish, was read, and on motion of Mr. Howland of Lynn, amended by adding a second section, and passed to be engrossed, and sent up for concurrence.

**Bills:**

For the better enforcement of the laws;

In relation to the branches to be taught in the grammar and high schools;

Legalizing the doings of the town of Palmer at its annual meeting in March, 1868;

To repeal the 3d section of chapter 136 of the acts of 1867 concerning state aid; and

Resolve in favor of Mary Ann Nolan, guardian;

Were severally read, and passed to be engrossed, and sent up for concurrence.

**Resolves:**

In relation to the Soldiers' National Cemeteries at Gettysburg and Antietam;

On the petition of Benjamin James and Alpheus M. Stetson; and

Bill to incorporate the Boston Yacht Club;

Were severally read and passed to be engrossed in concurrence.

Branches to  
be taught in  
grammar  
and high  
schools.

Mr. Child of Boston moved a reconsideration of the vote by which the bill in relation to the branches to be taught in grammar and high schools was passed to be engrossed, and the motion was placed in the orders of the day for to-morrow.

Bills passed.

Engrossed bills :

To apportion and assess a state tax of \$2,000,000 ;

To incorporate the Albany Street Freight Railway Company ;

To exempt from attachment the earnings of the wife and minor children of a debtor ;

(Which severally originated in the House of Representatives ;)

Authorizing the Fitchburg Railroad Company to construct a branch road in Waltham ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves :

In favor of Isaac H. Jacoy ;

In favor of the town of Woburn ;

(Which severally originated in the House of Representatives ;)

Were severally passed and signed and sent to the Senate.

Adjourned.

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TUESDAY, March 31, 1868.

Met according to adjournment.

Hour of  
meeting.

Mr. Tompkins of Boston moved a reconsideration of the vote by which the House agreed to meet at 10 o'clock, A. M., to-morrow ; but the motion was rejected.

Bills passed.

Engrossed bills :

Relating to the place of holding the annual meetings of railroad corporations ;

Concerning the First Methodist Episcopal Church of North Andover ;

Concerning the Walter Heywood Chair Company ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

## Engrossed resolves:

In favor of company B, 6th regiment, Massachusetts volunteer militia ;

(Which originated in the House of Representatives ;)

In favor of William Gunn ;

(Which originated in the Senate ;)

Were severally passed, and signed and sent to the Senate.

Mr. Train of Boston presented the remonstrances of J. H. Wakefield, Melrose and Malden R.R. Ricker and others ; A. B. Davis and others ; and D. L. Webster and others, against the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, (except upon the condition that proper draws shall be maintained in all bridges wherever the road crosses the navigable waters of Malden River.) Severally laid upon the table.

Mr. Burbeck of Salem presented the petition of Sylvester Alexander S. Kilham. Kilham.

Mr. Thompson of Boston, the petition of Dora S. Foster for state aid. Dora S. Foster.

Severally referred to the committee on Military Affairs.

Mr. Collins of Boston, the petition of Daniel Hill, Jr. and others, for authority to the Fitchburg Railroad Company to construct a track across Spy Pond. Fitchburg R. R. Co.

Mr. Field of Shelburne, the petition of the town of Conway for an act authorizing it to subscribe to the capital stock of the Northampton and Shelburne Falls Railroad Company. Town of Conway, and Northampton and Shelburne Falls Railroad.

Also the petition of the same road for aid in building the road from Williamsburg to Shelburne Falls. Northampton and Shelburne Falls R. R. Co.

Severally referred to the committee on Railways and Canals.

Mr. Tewksbury of West Newbury, the petition of Samuel Carr and others of West Newbury, for a modification of the laws relating to the Fisheries in Merrimack River. Fisheries in Merrimack River.

Mr. Holway of Sandwich, the remonstrance of W. E. Packard and others of Sandwich, against the petition of the selectmen of that town. Fisheries in Sandwich.

Severally referred to the committee on the Fisheries.

Mr. Whitehouse of Boston, the petition of M. A. Torrey and others ; Maverick Bridge.

And Mr. Tompkins of Boston, the petition of Cornelius Lovell and others ;

Severally in aid of the petition of N. Gibson and others.

East Boston  
Ferry.

Mr. Tompkins also presented the remonstrance of Phineas Drew and others against the petition of the East Boston Ferry Company.

Severally referred to the committee on Harbors.

Berkshire  
courts.

Mr. Thayer of Adams, the petition of N. W. Mason and others of Cheshire, for the removal of the Berkshire courts from Lenox to Pittsfield; which was referred to the committee on that subject.

Pilotage in  
Provincetown harbor.

Mr. Shortle of Provincetown, the petition of H. P. Higgins and others, pilots of Provincetown, relating to pilotage; which was referred to the committee on Mercantile Affairs.

Board of  
Agriculture.

Mr. Cook of Richmond, the petition of the executive committee of the Berkshire Agricultural Society, for inquiry into the expediency of abolishing the Board of Agriculture; which was referred to the committee on Agriculture.

Severally sent up for concurrence.

Steam boilers.

On motion of Mr. Jackman of Newburyport,—

*Ordered*, That the committee on Manufactures consider the expediency of reporting a bill requiring that some suitable regulator shall be applied to all steam boilers, to prevent their explosion.

On motion of Mr. Potter of Arlington,—

Committee  
to send for  
persons and  
papers.

*Ordered*, That the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, in considering the memorial of Herman Haupt, be authorized to send for persons and papers.

Severally sent up for concurrence.

On motion of Mr. King of Boston,—

Property of  
married  
women.

*Ordered*, That the committee on the Judiciary inquire what legislation is necessary that the property of married women may be held for the payment of doctors' bills and other necessary family expenses, when such debts cannot be collected of their husbands.

On motion of Mr. Towne of Fitchburg,—

Damages for  
widening  
and grading  
streets.

*Ordered*, That the same committee inquire if any further legislation is necessary with respect to the mode of awarding compensation for alleged damages consequent upon widening, relaying or grading streets in the various towns.

On motion of Mr. Morton of Boston,—

Recording  
assignments  
in bank-  
ruptcy.

*Ordered*, That the same committee consider the expediency of legislation concerning the recording of assignments in bankruptcy.

On motion of Mr. Thayer of Adams,—

*Ordered*, That the same committee consider the expedi- Taxes in fire districts.  
ency of so amending the 44th section of chapter 24 of the General Statutes, that money raised by fire districts for purposes specified in said chapter, shall be assessed only on the real estate within the districts.

On motion of Mr. Rich of Boston,—

*Ordered*, That the same committee consider the expedi- Betterment law of Boston.  
ency of amending chapter 174, acts of 1866, so that assessments may be made on parties benefited by the opening, extending or widening of any street, although the streets continued have different names, and any other parties benefited by such alterations.

On motion of Mr. Adams of Quincy,—

*Ordered*, That the same committee consider the expedi- Amendment of constitution,—pay of Legislature.  
ency of so amending the constitution as to fix therein the pay of members of the Legislature at the rate of \$5 for each day of attendance, up to one hundred days, and no more, at any one session, together with such allowance for travel as is now fixed by law.

On motion of Mr. Tompkins of Boston,—

*Ordered*, That the committees having special assignments Committees.  
be authorized to sit during the session of Wednesday next.

Mr. Train of Boston, on leave, introduced a bill providing for the payment of the salary of the assistant-clerk of the municipal court of the city of Boston for civil business. Ass't clerk of municipal court of Boston.

Also a bill to amend the charter of the city of Boston. City charter of Boston.

Severally read and referred to the committee on the Judiciary.

Mr. Morton of Boston, on leave, introduced a bill to incorporate the Association for the benefit of Needlewomen. Association for the benefit of needlewomen.

Mr. Bixby of North Bridgewater, on leave, introduced a bill in relation to an act concerning probate courts in the county of Plymouth. Probate courts in Plymouth.

Severally read and referred to the committee on Probate and Chancery.

Mr. Wright of Lawrence, from the committee on Railways and Canals, on the petition of Francis Sargent and others, reported leave to withdraw for want of legal notice. The report was considered, and on motion of Mr. Wright, the petition was recommitted to the committee, with instructions to hear the parties. West Amesbury Branch Railroad.

Mr. Field of Shelburne, from the select committee to whom were referred the petitions for the removal of the Removal of Berkshire courts.

courts of Berkshire County from Lenox to Pittsfield, reported leave to withdraw. The report was considered, and on motion of Mr. Field the petitions were recommitted, with instructions to hear the parties.

Eastern  
Bridge Co.

Mr. Blasdel of Lexington, from the committee on Roads and Bridges, on the petition of Robert Fowler and others, reported leave to withdraw for want of legal notice. The report was considered, and the petition was recommitted, with instructions to hear the parties.

Susan E.  
Williams.

Mr. Swain of Easton, from the committee on Claims, on the petition of Susan E. Williams, reported leave to withdraw. On motion of Mr. Swain, the report was considered, and was accepted.

Courts in  
Essex Co.

Mr. Howland of Lynn, from the committee on the Judiciary, to whom was recommitted the bill in relation to the courts in Essex County, and to whom was referred the remonstrance of H. G. Johnson and others against the bill, reported that the subject should be referred to the next General Court. The report was considered and accepted.

Bill passed.

Engrossed bill to incorporate the Massachusetts and Rhode Island Yearly Meeting of Free Baptists, (which originated in the Senate,) was passed to be enacted, and signed and sent to the Senate

Charles War-  
ren.

Mr. Lane of Leominster, from the committee on Claims, on the petition of Charles Warren, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Daniel J.  
Holbrook.

Mr. Williams of Boston, from the committee on Towns, on the petition of Daniel J. Holbrook and others, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Construction  
of highways.

Mr. Parsons of Brookline, on leave, introduced a bill repealing chapter 256 of the acts of 1865; which was read and referred to the committee on the Judiciary.

On motion of Mr. Meserve of Roxbury,—

Inspectors of  
state alms-  
houses to  
hear certain  
complaints.

*Ordered,* That the committee on the Judiciary consider the expediency of so amending section 7, chapter 198 of the acts of 1866, that the board of inspectors of the state almshouses shall constitute the court to take cognizance of all complaints under section 5 of the said act.

#### *Papers from the Senate.*

Boston and  
Lake Onta-  
rio.

The petition of Foster & Taylor and others, in aid of the petition of Edward Crane, was referred, in concurrence, to the committee on Railways and Canals.

The petition of the Naumkeag Steam Cotton Company for an increase of capital, was referred, in concurrence, to the committee on Manufactures. Naumkeag Steam Cotton Mill.

**Bills:**

To empower the Marshpee Manufacturing Company to hold additional real estate; Marshpee Manufacturing Co.

Concerning the Stony Brook Railroad Corporation;

For the protection of smelts; Smelts.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

**Reports:**

Leave to withdraw, on the petition of William Bradley; Wm. Bradley.  
and

Inexpedient, on the annual report of the Adjutant-General; Adjutant-General's Report.

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the petition of Joel Hayden and others, reported a bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company. Williamsburg and N. Adams R. R.

Mr. Ruggles of Fitchburg, from the same committee, on the petition of George Curtis, reported a bill authorizing the building of a side track to connect with the Hanover Branch Railroad. Side track on Hanover Branch R.R.

Mr. Crittenden of Otis, from the committee on Towns, on an Order of February 24, reported a bill concerning the election of certain town officers. Election of town officers.

Mr. Lombard of Warren, from the committee on Towns, on the petition of the selectmen of South Danvers, reported a bill to change the name of that town. Town of So. Danvers.

Mr. Dana of Cambridge, from the committee on Harbors, reported the bill further to protect the rights of the Commonwealth in tide-waters, in a new draft. Rights of the Commonwealth in tide-waters.

Mr. Train of Boston, from the committee on the Judiciary, reported that the bill in relation to the overseers of the poor of the city of Boston, ought to pass. Overseers of the poor of Boston.

Mr. Bates of Westfield, from the committee on Probate and Chancery, to whom was recommitted the bill in relation to divorce, reported it in a new draft. Divorce.

Mr. Wilder of Boston, from the committee on Military Affairs, on the petition of L. F. Botsford and others, reported Town of Medford.



a resolve authorizing the town of Medford to pay certain bounties.

Severally read and ordered to a second reading.

Sinking  
funds.

On motion of Mr. Walker of Springfield, the bill in relation to certain sinking funds of the Commonwealth, was taken from the table and postponed and specially assigned for to-morrow, at 10½ o'clock, A. M.

Orders of the  
day.

The orders of the day were taken up.

The motion to reconsider the vote by which the bill in relation to the branches to be taught in grammar and high schools was passed to be engrossed, was agreed to, and the question recurring on passing the bill to be engrossed, the bill was rejected.

Resolve in favor of the Massachusetts Agricultural College was read, and the question being on ordering it to a third reading,

On motion of Mr. Bonney of Hanover, the yeas and nays were ordered.

On motion of Mr. White of Charlestown, the previous question was ordered.

Mr. Morton of Boston moved a reconsideration of the vote by which the previous question was ordered.

The Speaker ruled the motion to be not in order, citing the 28d rule of the House, which excepts certain votes from reconsideration.

On motion of Mr. Towne of Fitchburg, so much of the said rule as forbids the right of reconsidering the previous question was suspended, two-thirds voting for this motion.

The motion of Mr. Morton was then agreed to, and the question recurring on the demand for the previous question, it was rejected.

Wakefield,  
Melrose and  
Malden R.R.

The subject specially assigned for 3 o'clock, viz. : the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, was called up, and after consideration, was ordered to be postponed and placed first in the orders of the day for to-morrow.

Orders of the  
day.

The House resumed the consideration of the orders of the day, passing over matters giving rise to debate.

Resolve authorizing the town of Gloucester to raise money to improve a county way in said town, was rejected.

Bills:

To incorporate the Suffolk and Tremont Mills;

To revive an act to incorporate the Everett Insurance Company;

To authorize the Eastern Railroad Company to extend the Lawrence branch of its road into the city of Lawrence;  
Were severally read and ordered to a third reading.

Reports:

Inexpedient, on an order relative to licensing dogs;  
Leave to withdraw, on the petition of Abraham Reed and others;

Were severally accepted in concurrence.

Bills:

In relation to the insolvent estates of deceased persons;  
In relation to mills;  
Were severally read and passed to be engrossed, and the title of the last named was amended so as to read "in relation to tolls of grist-mills."

Severally sent up for concurrence.

Bill to incorporate the Trustees of the Peabody Academy of Science, was read and passed to be engrossed in concurrence.

Mr. Arnold of Northampton moved a reconsideration of the vote by which the bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island was yesterday passed to a third reading; and the motion was laid upon the table.

Inspectors of  
state almshouses, &c.

Mr. Towne of Fitchburg moved that when the House adjourns, it adjourn to meet again on Monday.

Adjournment.

The Speaker ruled as follows:

The Chair is of opinion that the motion is not in order.

Chapter 1, section 8, article 8 of the constitution is as follows:

"The House of Representatives shall have power to adjourn themselves; provided such adjournment does not exceed two days at a time."

The power of the Senate to adjourn themselves is limited by a provision precisely the same.

Chapter 2, section 1, article 5 provides that "the Governor, with advice of the Council, shall have power during the session of the General Court to adjourn or prorogue the same to any time the two houses may desire." The evident intent of the constitution is to keep the two branches in continuous session, and that neither shall have power to interrupt the public business by leaving the other.

An adjournment from Wednesday to Monday is an adjournment for four days, if Sunday is included.

The Chair is of opinion that Sunday is not to be counted. The practice not to include Sunday has been so uniform that it might be a sufficient reason for not including it at this time.

But the chief question is, shall Fast Day, April 2, be included.

This question was raised in the last House of Representatives, and it was then decided that Fast Day must be counted.

By chapter 3, section 24 of the General Statutes it is provided that there shall be no session of the General Court for the transaction of ordinary business, on Fast Day. It will be observed that this is not an entire prohibition of sessions.

But the opinion of the Chair that this day must be counted, is based upon the position that no provision of statute law can enlarge or limit the powers of either branch of the General Court under the constitution. If an enactment could have this effect, it would be in the power of the two branches to provide by law that no session of the General Court should take place during the first *ten* days of April. This law might be passed over the veto of the Governor, and then if this enactment had the force which must be claimed for the existing provision of the General Statutes, to wit, to exclude Fast Day from the reckoning, it would be possible for either branch to adjourn from the last day of March to the twelfth day of April—in fact, the Legislature might, without the consent of the Governor, provide for any length of adjournment. The Chair is therefore clearly of opinion that the motion cannot be entertained.

Mr. Towne moved that when the House adjourns tomorrow, it adjourn to meet again on Saturday, at 10, A. M.

Pending this question, on motion of Mr. Train of Boston, the House

Adjourned.

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WEDNESDAY, April 1, 1868.

Met according to adjournment.

Fitchburg  
Railroad.

Mr. Blanchard of Boston presented the petition of Lewis Rice and others ;

Mr. Rand of Charlestown, the petition of G. W. Dennis and 47 others ;

Severally for authority to the Fitchburg Railroad Company to extend their tracks across Spy Pond.

Mr. Williams of Boston, the petition of Potter & Demmon and others, in aid of the petition of Edward Crane.

Mr. Field of Shelburne, the petition of C. W. Shattuck and others, in aid of the petition of the Northampton and Shelburne Falls Railroad Corporation.

Severally referred to the committee on Railways and Canals.

Transportation between Boston and Lake Ontario.  
Northampton and Shelburne Falls Railroad.

Mr. Kingman of Cummington, the petition of I. F. Conkey and others, for the construction of fishways at Hadley and Turner's Falls; which was referred to the committee on the Fisheries.

Fishways in Connecticut River.

Mr. Lane of Leominster, the petition of Caleb Blodgett, to be paid for sundry orders for state bounty given by him; which was referred to the committee on Military Affairs.

Caleb Blodgett.

Severally sent up for concurrence.

Mr. Towne of Fitchburg, the petition of the county commissioners of Worcester County for authority to borrow money for the purpose of building a court house in Fitchburg.

Court House at Fitchburg.

Mr. Chase of Yarmouth, the petition of P. A. Hanaford and others, for the extension of the elective franchise to women.

Women's suffrage.

Severally referred to the committee on the Judiciary.

On motion of Mr. Williams of Taunton,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 242 of the acts of 1865, so as to provide for the taxing of shares in national banks held by persons not residing in the State; also, to provide for the collection of the same and the manner of notifying.

Taxing shares in national banks.

On motion of Mr. Porter of Hatfield,—

*Ordered*, That the same committee consider the expediency of so amending section 84, chapter 161 of the General Statutes, as to have the penalty for the offence therein described commensurate to the damage done.

Trespass on gardens, &c.

On motion of Mr. Thompson of Boston, leave of absence was granted to the House members of the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, for the remainder of this week.

Leave of absence.

Mr. Towne of Fitchburg offered the following order, which was laid on the table:—

*Ordered*, That the committee on Railways and Canals inquire if any further legislation is necessary with respect to the regulation of fares and limitation of dividends of railroad corporations.

Fares and dividends of railroad corporations.

Westfield  
Street Rail-  
way Co.

Mr. Bates of Westfield, on leave, introduced a bill to incorporate the Westfield Street Railway Company; which was referred to the committee on Horse Railways.

Circulation  
of state  
banks which  
have become  
national  
banks.

Mr. Walker of Springfield, on leave, introduced a bill relating to the circulation of state banks which have become banking associations under the laws of the United States; which was read and referred to the committee on Banks and Banking.

Severally sent up for concurrence.

County com-  
missioners of  
Worcester.

Mr. Towne of Fitchburg, on leave, introduced a bill authorizing the county commissioners of the county of Worcester to borrow money.

Negligence of  
railroad cor-  
porations.

Mr. Tarbox of Lawrence, on leave, a bill to punish the negligence of railroad corporations.

Severally referred to the committee on the Judiciary.

Assistant-  
clerk of mu-  
nicipal court  
of Boston.

Mr. Train of Boston, from the committee on the Judiciary, reported that the bill providing for the payment of the salary of the assistant-clerk of the municipal court of the city of Boston for civil business, ought to pass. Ordered to a second reading.

Town of  
Lexington.

Mr. Jackman of Newburyport, from the committee on Mercantile Affairs, reported the bill authorizing the town of Lexington to loan its credit or subscribe to stock in the Lexington Hotel Company, in a new draft.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, reported the bill giving additional powers to judges of probate, in a new draft.

Severally read and ordered to a third reading.

### *Papers from the Senate.*

Charlestown  
and Boston.

The petitions of Henry N. Hunt and others, and John Cheever and others, for the union of Charlestown and Boston, were referred in concurrence to the committee on that subject.

Boston and  
Lake Onta-  
rio.

The petition of Carpenter, Woodward & Morton of Boston, in aid of the petition of Edward Crane, was referred in concurrence to the committee on Railways and Canals.

Melrose and  
So. Reading  
Horse R.R.

The petition of H. A. Norris, for authority to extend the Melrose and South Reading Horse Railroad, was referred in concurrence to the committee on Horse Railways.

Gardner Cut-  
lery Works.

Bill to incorporate the Gardner Cutlery Works, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Manufactures.

Cape Cod  
Harbor.

*Ordered,* In concurrence, that the committee on Harbors be permitted to report in print on the resolve concerning Cape Cod Harbor at Provincetown.

**Bills :**

Concerning the Dedham and West Roxbury Railroad Company ;

Dedham and  
W. Roxbury  
Railroad.

In addition to an act declaring and confirming the incorporation of the Proprietors of the meeting-house in Hollis Street, in the town of Boston ;

Making inspectors of leather inspectors of hides and skins ;

Inspectors of  
hides and  
skins.

To incorporate the Trustees of the Chapel of the Good Shepherd ; and

Chapel of  
the Good  
Shepherd.

Resolve in favor of Stephen I. Newman ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading, except the last named, which was read and referred to the committee on Finance.

**Engrossed bills :**

Bills passed.

To renew and extend the charter of the South of Europe Steamship Company ;

To incorporate the Boston Yacht Club ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve on the petition of Benjamin James and Alpheus M. Stetson, (which originated in the Senate,) was passed and signed and sent to the Senate.

On motion of Mr. Mixer of Hardwick, the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, was discharged from the orders of the day and postponed and specially assigned for Tuesday next, at 2½ o'clock, P. M.

Wakefield,  
Melrose and  
Malden R.R.

The orders of the day were taken up.

Orders of the  
day.

Bill further to protect the rights of the Commonwealth in tide-waters, was on motion of Mr. Dana of Cambridge, recommitted to the committee on Harbors.

**Bills :**

Authorizing the building of a side track to connect with the Hanover Branch Railroad ;

In relation to the overseers of the poor of the city of Boston ;

To change the name of the town of South Danvers ;

For the protection of smelts ;

To empower the Marshpee Manufacturing Company to hold additional real estate ;

Were severally read and ordered to a third reading.

Reports, leave to withdraw, on the several petitions of Daniel J. Holbrook and others ; and Charles Warren ;

Were severally accepted and sent up for concurrence.

Reports, leave to withdraw, on the petition of William Bradley ;

Inexpedient, on the annual report of the Adjutant-General ;  
Were severally accepted in concurrence.

Bills :

To incorporate the Suffolk and Tremont Mills ;

To revive an act to incorporate the Everett Insurance Company ;

To authorize the Eastern Railroad Company to extend the Lawrence branch of its road into the city of Lawrence ;

Were severally read, and passed to be engrossed in concurrence.

The unfinished business of yesterday, viz. : the motion of Mr. Towne to adjourn from to-day until Saturday, was considered. On motion of Mr. Train of Boston, and by a vote of 84 to 70, Friday was substituted for Saturday, and the motion as amended was agreed to.

Resolve in favor of the Massachusetts Agricultural College, was on motion of Mr. Howland of Lynn, postponed until Tuesday.

The bill in relation to certain sinking funds of the Commonwealth, was called up, and considered, and postponed till Tuesday.

Adjourned.

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FRIDAY, April 3, 1868.

Met according to adjournment.

Adulteration  
of milk.

Mr. Ruggles of Dorchester presented the petition of James Dorr and others, for a more stringent law to prevent the adulteration of milk ; which was laid upon the table.

Boston and  
Charlestown.

Mr. Cunningham of Charlestown, the petitions of Nathan Tufts and others, and Otis H. Weed and others, for the union of Boston and Charlestown. Severally referred to the committee on that subject.

Streets of  
Charles-  
town.

Mr. Rand of Charlestown, on leave, introduced a bill concerning the laying out, widening, altering and improving the streets of the city of Charlestown ; which was read and referred to the committee on the Judiciary.

Mr. Dana of Cambridge, from the committee on the Judiciary, on the petition of A. Huntington and others for a law term of the supreme court at Salem, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Supreme  
court at  
Salem.

Mr. Adams of Quincy, from the same committee, to whom was referred the bill to repeal the act of the Quincy Canal Corporation, and the petition of John Souther, reported a bill to repeal an act to incorporate the proprietors of the Quincy Canal. Read and ordered to a second reading.

Quincy  
Canal.

Mr. Crowell of Dennis, from the committee on Banks and Banking, to whom was recommitted the petition of E. N. Winslow and others, reported a bill to incorporate the Hyannis Savings Bank. Read and ordered to a second reading.

Hyannis  
Savings  
Bank.

*Papers from the Senate.*

The petition of the school committee of Dudley for that town's share of the school fund, was referred, in concurrence, to the committee on Education.

Town of  
Dudley.

*Ordered,* In concurrence, that the committee on Claims consider the expediency of allowing the widow and minor child of the late John H. Brooks, who was shot by one Samuel Chapin, a deputy state constable, without cause, as found by a coroner's inquest, the sum of \$1,000.

John H.  
Brooks.

**Bills :**

To incorporate the Boston Dental College ;

To incorporate the Sandisfield Baptist Society, and confirm certain acts connected therewith ;

Boston Den-  
tal College.  
Sandisfield  
Baptist So-  
ciety.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

The orders of the day were taken up.

Orders of the  
day.

Report, leave to withdraw, on petition of John P. Palmer and others, was on motion of Mr. Train of Boston recommitted to the committee on Roads and Bridges.

Bill to repeal an act concerning the provisions for widows in certain cases, was on motion of Mr. Hervey of Medford postponed until Monday.

Report, inexpedient, to print extra copies of the report of the Commissioners on the Fisheries, was not accepted, and an order was then adopted for the printing of 1,500 extra copies.

**Bills :**

Concerning state aid for disabled soldiers and sailors and their families, and the families of the slain ;



Concerning the Stony Brook Railroad Corporation ;

Providing for the payment of the salary of the assistant-clerk of the municipal court of the city of Boston for civil business ;

Giving additional power to judges of probate ;

Making inspectors of leather inspectors of hides and skins ;

In addition to an act declaring and confirming the incorporation of the Proprietors of the meeting-house in Hollis street, in the city of Boston ;

Concerning the Dedham and West Roxbury Railroad Company ; and

Resolve to authorize the town of Medford to pay certain bounties ;

Were severally read and ordered to a third reading.

Bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island, was read and passed to be engrossed, and the title was amended by striking out the words "state almshouses and the." Sent up for concurrence in the amendments.

Resolve in relation to the state almshouse at Tewksbury was, on motion of Mr. White of Charlestown, postponed until to-morrow.

Bills :

Concerning the Boston, Hartford and Erie Railroad Company ;

In relation to the overseers of the poor of the city of Boston ;

To change the name of the town of South Danvers ;

Authorizing the building of a side track to connect with the Hanover Branch Railroad ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company was, on motion of Mr. Kittredge of Hinsdale, postponed until Tuesday.

Bill concerning the election of certain town officers was, on motion of Mr. Train of Boston, postponed until Monday.

Bill in relation to divorce was, on motion of Mr. Dana of Cambridge, postponed until Tuesday.

Bill to incorporate the trustees of the Chapel of the Good Shepherd was, on motion of Mr. Child of Boston, postponed until to-morrow.

Bill for the protection of smelts, was read and amended, and passed to be engrossed, in concurrence.

Bill to empower the Marshpee Manufacturing Company to hold additional real estate was read, and passed to be engrossed, in concurrence.

Bill authorizing the town of Lexington to loan its credit to subscribe to stock in the Lexington Hotel Company, was read and rejected. Afterwards, Mr. Collins of Boston moved a reconsideration of the vote by which the bill was rejected, and the motion was placed in the orders of the day for to-morrow.

On motion of Mr. Adams of Quincy, the motion to reconsider the vote by which the bill to incorporate the Massachusetts Spiritualist Association was passed to be engrossed, was taken from the table and considered, and the motion to reconsider was rejected. Spiritualist Association.

Mr. Gaylord of Boston presented the petition of Ambrose Lawrence, in aid of the petition of I. J. Wetherbee and others ; which was laid upon the table. Boston Dental College.

Adjourned. .

SATURDAY, April 4, 1868.

Met according to adjournment.

Mr. Allen of Newton presented the petition of Theodore D. Weld and others in aid of the petitions for the extension of suffrage to women ; which was referred to the committee on the Judiciary. Suffrage to women.

Mr. Hammond of Plympton offered the following order, which was laid over until Monday :—

*Ordered*, That the committee on Towns consider the expediency of amending the 45th chapter of the General Statutes, so that returns of the condition of the guide boards in towns may be made whenever deemed necessary by the selectmen. Guide boards.

The orders of the day were taken up. Orders of the day.

The House refused to reconsider the vote by which the bill authorizing the town of Lexington to loan its credit or subscribe to stock in the Lexington Hotel Company was rejected.

Resolve in relation to the state almshouse at Tewksbury was, on motion of Mr. White of Charlestown, postponed until Monday.

Bills :

To incorporate the trustees of the Chapel of the Good Shepherd ;

To incorporate the Hyannis Savings Bank ;  
To repeal an act to incorporate the proprietors of the Quincy Canal ;  
To incorporate the Boston Dental College ;  
To incorporate the Sandisfield Baptist Society, and confirm certain acts connected therewith ;

Were severally read, and ordered to a third reading.

Report, leave to withdraw, on petition of A. Huntington and others was, on motion of Mr. Dana of Cambridge, recommitted to the committee on the Judiciary.

**Bills :**

Concerning state aid for disabled soldiers and sailors and their families, and the families of the slain ;

Concerning the Stony Brook Railroad Corporation ;

In addition to an act declaring and confirming the incorporation of the Proprietors of the meeting-house in Hollis street, in the town of Boston ;

Concerning the Dedham and West Roxbury Railroad Company ;

Were severally read, and passed to be engrossed, in concurrence.

Resolve to authorize the town of Medford to pay certain bounties ; and

**Bills :**

Providing for the payment of the salary of the assistant-clerk of the municipal court of the city of Boston for civil business ;

Giving additional powers to judges of probate ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill making inspectors of leather inspectors of hides and skins, was read and rejected.

Mr. Kittredge of Hinsdale from the committee on Banks and Banking, reported a bill to authorize the Essex Savings Bank in the city of Lawrence to hold real estate, (on its petition.) Read and ordered to a second reading.

Stony Brook  
Railroad.

Mr. Smith of Lowell moved a reconsideration of the vote by which the bill concerning the Stony Brook Railroad Corporation was passed to be engrossed, and the motion was placed in the orders of the day for Monday.

Adjourned.

MONDAY, April 6, 1868.

Met according to adjournment.

Mr. Allen of Newton presented the petition of Seth Bemis and others of Watertown; Fitchburg R. R. Co

Mr. Long of Charlestown, the petition of Cephas L. Hartwell and others;

Severally for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals, and sent up for concurrence.

Mr. Train of Boston presented the petition of John G. Loring and others for the repeal or revision of the statutes which apply to the Lord's Day. The Lord's Day.

Under the order of March 13, relative to the reception of new business, the House refused to receive it.

Mr. Train of Boston, from the committee on the Judiciary, on an order of February 19, reported a bill to establish the municipal court of the city of Worcester. Municipal court of Worcester. Read and ordered to a second reading.

The order offered on Saturday by Mr. Hammond was rejected. Guide boards.

The orders of the day were taken up. Orders of the day.

The motion to reconsider the vote by which the bill concerning the Stony Brook Railroad Corporation was passed to be engrossed, was, on motion of Mr. Bullard of Dedham, postponed until to-morrow.

Bill to authorize the Essex Savings Bank in the city of Lawrence to hold real estate, was read and ordered to a third reading.

Bill to repeal an act concerning the provisions for widows in certain cases, was, on motion of Mr. Williams of Lowell, postponed until to-morrow.

Bill concerning the election of certain town officers, was read, and afterwards, on motion Mr. Williams of Boston, postponed until to-morrow.

Resolve in relation to the state almshouse at Tewksbury;

Bills:

To incorporate the Hyannis Savings Bank;

To repeal an act to incorporate the proprietors of the Quincy Canal;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bills:

To incorporate the trustees of the Chapel of the Good Shepherd;

To incorporate the Sandisfield Baptist Society, and confirm certain acts connected therewith ;

Were severally read, and passed to be engrossed, in concurrence.

Bill to incorporate the Boston Dental College, was read.

Mr. Mixter of Hardwick moved to amend it by adding after "surgery," in section 1, the words "upon any student who has attended the entire three years course of instruction in said college." The amendment was rejected.

Mr. Mixter moved to amend section 3 by adding the words, "and a certificate thereof, sworn to by the treasurer of the corporation, shall have been filed with the secretary of the Commonwealth." The vote upon this amendment disclosed the want of a quorum, and the House

Adjourned.

TUESDAY, April 7, 1868.

Met according to adjournment.

Berkshire  
courts.

Mr. Thayer of Adams presented the petitions of L. E. Bicknell and others of Windsor, and O. B. Hayes and others of Dalton, severally for the removal of the Berkshire courts from Lenox to Pittsfield. Severally referred to the committee on that subject.

Fitchburg  
Railroad.

Mr. Warren of Waltham, the petition of F. M. Stone and others of Waltham, for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond ; which was referred to the committee on Railways and Canals.

Severally sent up for concurrence.

Suffrage to  
women.

Mr. Allen of Newton, the petition of Mary C. Sawyer and others, for suffrage to women ; which was referred to the committee on the Judiciary.

Boston Den-  
tal College.

Mr. Morton of Boston, the remonstrance of Henry J. Bigelow and others of Boston, against the passage of the bill to incorporate the Boston Dental College.

Wakefield,  
Melrose and  
Malden R.R.

Mr. Train of Boston, the remonstrances of Earl W. Johnson and others, and William T. Hall and others, against the passage of the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, except upon certain conditions.

Severally laid upon the table.

Commuta-  
tion money.

Mr. DeWolf of Chester presented the petition of Welcome Nye and others of Blandford, for a law refunding commutation money to drafted men. Under the order relative to new business, the House refused to receive the petition.

Mr. Williams of Taunton offered an order relative to returns of deaths by physicians, which under the same order, the House refused to adopt.

Returns of  
deaths.

On motion of Mr. Adams of Newburyport,—

*Ordered*, That the use of the green room be granted to Mrs. Lucy Stone on Wednesday morning of next week, for the purpose of addressing the members of the Legislature on the question of granting the right of suffrage to women.

Use of the  
green room.

Mr. Train of Boston, from the committee on the Judiciary, reported that the bill to amend the charter of the city of Boston, ought to pass. The bill was ordered to be printed, and on motion of Mr. Train was recommitted to the committee on the Judiciary.

Charter of  
city of Bos-  
ton.

Mr. Williams of Taunton, from the committee on Insurance, on the petition of E. A. Goodwin and others, reported a bill to incorporate the First National Fire Insurance Company in Worcester. Read and ordered to a second reading.

First Nation-  
al Fire Ins.  
Co. in Wor-  
cester.

Also, a bill in addition to an act incorporating the North American Fire Insurance Company of Boston, (on its petition.) Read and ordered to a second reading.

North Amer-  
ican Fire In-  
surance Co.

Also, on the petition of C. C. Pettingell and others, a bill to incorporate the Naumkeag Mutual Fishing Insurance Company. Read and ordered to a second reading.

Naumkeag  
Mutual Fish-  
ing Ins. Co.

Mr. Parsons of Brookline, from the committee on Harbors, on the petition of the East Boston Ferry Company, reported a bill to continue in force an act to incorporate that company, and for other purposes. Read and ordered to a second reading.

East Boston  
Ferry Co.

Mr. Parsons of Brookline, from the committee on Finance, reported that the resolve authorizing the purchase of land for the state almshouse at Tewksbury ought to pass, with an amendment, limiting the appropriation to five thousand dollars. Ordered to a second reading.

State Alms-  
house at  
Tewksbury.

Also, that the resolve in favor of the Industrial School for Girls ought to pass. Ordered to a second reading.

Industrial  
School for  
Girls.

Also, that the resolve in favor of Loz N. Peabody ought not to pass, "as the allowance of claims of this nature would establish a precedent dangerous to the best interests of the State." The report was placed in the orders of the day for to-morrow.

Loz N. Pea-  
body.

Mr. Lathrop of Huntington, from the committee on the Judiciary, to whom was referred the bill concerning the preservation of certain birds, with the Senate's amendment thereto, reported that the amendment ought to be concurred in. Placed in the orders of the day for to-morrow.

Preservation  
of certain  
birds.

Dora S. Foster.

Reimbursement of drafted men.

Atlantic Fire and Marine Ins. Co.

Mr. Wilder of Boston, from the committee on Military Affairs, reported a resolve in favor of Dora S. Foster, (on her petition.) Read and referred to the committee on Finance.

Mr. Wilder, from the same committee, reported that the bill authorizing cities and towns to raise money for the re-imbursement of drafted men, ought not to pass. Placed in the orders of the day for to-morrow.

Mr. Williams of Taunton, from the committee on Insurance, to whom was recommitteed the petition of the Atlantic Mutual Fire and Marine Insurance Company of Provincetown, reported leave to withdraw. Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Fishways on Conn. River.

Transportation between Boston and Lake Ontario.

W. Newbury Chapel Association.

D. Crampton.  
Joseph H. Cutts.  
A. H. Allen.  
Amasa S. Glover and al.

State Almshouse at Tewksbury.

Inspectors of hides and skins.

The petition of Albert D. Hagar and others of Vermont, concerning fisheries in Connecticut River, was referred, in concurrence, to the committee on the Fisheries.

The petition of Blake Brothers & Company and others of Boston, in aid of the petition of Edward Crane, was referred to the committee on Railways and Canals.

Bill to incorporate the West Newbury Chapel Association, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Reports, leave to withdraw, on the several petitions of  
D. Crampton ;  
Joseph H. Cutts ;  
A. H. Allen ;

Also, reference to the next General Court, on the petition of Amasa S. Glover and others, (for equalization of bounties ;)

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Mr. Daniell of Needham moved a reconsideration of the vote by which the resolve in relation to the state almshouse at Tewksbury was passed to be engrossed. The motion was agreed to by a vote of 98 to 83.

And the question recurring on passing the bill to be engrossed, on motion of Mr. Wright of Lawrence, the previous question was ordered.

The resolve was passed to be engrossed, 108 to 74, and sent up for concurrence.

Mr. Morton of Boston moved a suspension of so much of rule 23 as restricts the right to move a reconsideration to the day of the passage of a vote, and the day following, in order that he might move a reconsideration of the vote by which the bill making inspectors of leather inspectors of

hides and skins, was rejected. The motion to suspend the rule was not agreed to.

On motion of Mr. Walker of Springfield, the bill in relation to certain sinking funds of the Commonwealth was discharged from the orders of the day and considered, and on motion of Mr. Walker, was amended by striking out sections 1 and 4. Mr. Parsons of Brookline then withdrew his motion to amend by substituting a new bill, and the bill was ordered to a third reading.

Sinking funds.

The bill specially assigned, viz., the bill to incorporate the Wakefield, Melrose and Malden Railroad Company was called up, and after debate was, on motion of Mr. Dana of Cambridge, postponed and assigned for 2½ o'clock, to-morrow.

Wakefield, Melrose and Malden R.R.

The orders of the day were taken up.

Orders of the day.

Bill to incorporate the Boston Dental College, was passed to be engrossed, in concurrence, the amendment to section 3, pending when the House adjourned yesterday, being first rejected.

The motion to reconsider the vote by which the House ordered to be engrossed the bill concerning the Stony Brook Railroad Corporation, was agreed to, and on motion of Mr. Wallace of Pepperell, the bill was recommitted to the committee on Railways and Canals.

Bill to repeal an act concerning the provisions for widows in certain cases was, on motion of Mr. Bates of Westfield, postponed until to-morrow.

Bill to establish the municipal court of the city of Worcester, was read and ordered to a third reading.

Bill to authorize the Essex Savings Bank in the city of Lawrence to hold real estate, was read, and passed to be engrossed, and sent up for concurrence.

Engrossed bills:

Bills passed.

Legalizing the doings of the town of Palmer at its annual meeting in March, 1868, (which originated in the House of Representatives;)

To incorporate the Massachusetts Spiritualist Association;

To incorporate the Trustees of the Peabody Academy of Science;

To revive an act to incorporate the Everett Insurance Company;

To incorporate the Suffolk and Tremont Mills;

To authorize the Eastern Railroad Company to extend the Lawrence branch of its railroad into the city of Lawrence;

To empower the Marshpee Manufacturing Company to hold additional real estate;



(Which severally originated in the Senate ;)  
Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed resolve in relation to the Soldiers' National Cemeteries at Gettysburg and Antietam, (which originated in the Senate,) was passed, and signed and sent to the Senate.

Adjourned.

WEDNESDAY, April 8, 1868.

Met according to adjournment.

Transporta-  
tion between  
Boston and  
Lake Onta-  
rio.

Mr. Ordway of Boston presented the petition of Elisha Atkins and others, in aid of the petition of Edward Crane ; which was referred to the committee on Railways and Canals, and sent up for concurrence.

Probate  
courts.

Mr. Pierce of Boston, the petition of Edward Mellen and others of the Worcester bar, against the proposed change in the probate courts ; which was referred to the committee on Probate and Chancery.

Sea-fowl in  
Tisbury.

Mr. Simmons of Barnstable, from the committee on the Fisheries, on the petition of Henry Bradley and others, reported a bill for the protection of sea-fowl in the waters of Tisbury.

Sea-fowl in  
Barnstable.

Also, on the petition of Henry Goodspeed and others, a bill for the protection of sea-fowl in the waters of Barnstable.

Waltham  
and Newton  
St. Railway.

Mr. Towne of Fitchburg, from the committee on Horse Railways, reported a bill relating to the Waltham and Newton Street Railway, (on petition of the company.)

Ware River  
R. R. Co. and  
town of  
Ware.

Mr. Mixter of Hardwick, from the committee on Railways and Canals, on the petition of Charles A. Stevens and others, reported a bill concerning the Ware River Railroad Company.

R. R. corpo-  
rations.

Also, in a new draft, the bill in relation to railroad corporations.

Severally read and ordered to a second reading.

Association  
for the Bene-  
fit of Needle  
Women.

Mr. Bates of Westfield, from the committee on Probate and Chancery, reported that the bill to incorporate the Association for the benefit of Needle Women ought to pass.

Brookline  
and Back  
Bay Street  
Railway.

Mr. Blanchard of Boston, from the committee on Horse Railways, to whom was recommitted the bill concerning the Brookline and Back Bay Street Railway Company, reported that it ought to pass.

Fees of  
sheriffs.

Mr. Lathrop of Huntington, from the committee on the

Judiciary, to whom was recommitted the bill in relation to the fees of sheriffs, reported that it ought to pass.

Severally ordered to a second reading.

Mr. Lathrop, from the committee on the Judiciary, to whom was referred a bill to amend the constitution, reported a resolve for that purpose. Read and ordered to a second reading.

Amendment  
of constitu-  
tion.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred the resolve in favor of Oliver Nowell;

Oliver Now-  
ell.

Also, the resolve in favor of John Murphy;

John  
Murphy.

Reported severally that they ought not to pass.

Mr. Blanchard of Boston, from the committee on Horse Railways, on an order of February 20, relative to legislation for the prevention of the crowding of horse cars, reported inexpedient to legislate.

Crowding of  
horse cars.

Severally placed in the orders of the day for to-morrow.

### *Papers from the Senate.*

The petition of John A. Morton and others of Hadley, in aid of the petition of the Northampton, Hadley and Amherst Street Railway Company, and the remonstrance of Simon F. Comins and others against the same, were severally referred in concurrence to the committee on Horse Railways.

Northamp-  
ton, Hadley  
and Amherst  
St. Railway.

Bill to amend the charter of the Needle Woman's Friend Society; and

Needle Wo-  
man's Friend  
Society.

Resolve in favor of Samuel S. Stowers;

S. S. Stow-  
ers.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Resolves:

In favor of Isaac Flye;

Isaac Flye.

In favor of the Massachusetts Charitable Eye and Ear Infirmary;

Mass. Char-  
itable Eye  
and Ear In-  
firmary.

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on Finance.

Mr. Howland of Lynn moved a reconsideration of the vote by which the bill to incorporate the Boston Dental College was passed to be engrossed; but the motion was rejected.

Boston Den-  
tal College.

The orders of the day were taken up.

Orders of the  
day.

Bills:

To incorporate the First National Insurance Company in the city of Worcester;

In addition to an act incorporating the North American Insurance Company of Boston ;

To incorporate the Naumkeag Mutual Fishing Insurance Company ;

To incorporate the West Newbury Chapel Association ; and

Resolve in favor of the Industrial School for Girls ;

Were severally read and ordered to a third reading.

Resolve in favor of Loa N. Peabody, was rejected.

Bill to continue in force an act to incorporate the East Boston Ferry Company, and for other purposes, was on motion of Mr. Tompkins of Boston, postponed and specially assigned for to-morrow, at 2½ o'clock.

Report, leave to withdraw, on the petition of the Atlantic Mutual Fire and Marine Insurance Company, was accepted, and sent up for concurrence.

Reports, leave to withdraw, on the several petitions of D. Crampton ; and

Joseph H. Cutts ;

Were severally accepted in concurrence.

Bill to establish the municipal court of the city of Worcester, was read and passed to be engrossed and sent up for concurrence.

The orders of the day were laid upon the table.

Loa N. Peabody.

Mr. Wallace of Pepperell moved a reconsideration of the vote by which the resolve in favor of Loa N. Peabody was rejected ; and the motion was placed in the orders of the day for to-morrow.

Wakefield,  
Melrose and  
Malden R. R.

The bill to incorporate the Wakefield, Melrose and Malden Railroad Company, specially assigned, was called up, and was read.

After debate, on motion of Mr. Adams of Newburyport, the previous question was ordered, and the House proceeded to vote on amendments which were offered.

Mr. Dana of Cambridge moved to amend by striking out section 4 ; but the motion was rejected by a vote of 81 to 92.

On motion of Mr. Train of Boston, the following new section was added, by a vote of 100 to 65 :

“Said corporation shall make and maintain draws in all bridges whenever said road shall cross the navigable tide-waters of the Malden River, suitable for all vessels having occasion to pass the same. The manner of constructing said draws, and the rules for the care and management thereof, shall be prescribed a commissioner to be appointed

for that purpose by the governor, with the advice and consent of the council."

Mr. Train moved to amend section 3 by inserting after "Company," in line 6, the words, "and the Boston and Maine Railroad may enter with its road upon and unite the same with the roads of said corporation and of the South Reading Branch Railroad Company;" but the amendment was rejected by a vote of 54 to 98.

On motion of Mr. Cox of Malden, section 2 was amended by adding the words, "Provided that said railroad shall not pass over or through any cemetery in the town of Malden; and provided, also, that if said road is laid across Malden River, said corporation shall construct and maintain a suitable draw or draws over said river."

The question being on ordering the bill to a third reading,

On motion of Mr. Train of Boston, the yeas and nays were ordered,

And the roll being called, there were one hundred and fourteen yeas and sixty-three nays.

And the bill was ordered to a third reading.

The yeas and nays were as follows :

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bangs,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Oliver H. P. Brown,  
Ralph S. Brown,  
William B. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Henry M. Clarke,  
Patrick A. Collins,  
George P. Cox,  
Orlando B. Crane,  
Thomas Cunningham,

Messrs. David Cushing, 2d,  
George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Charles A. Fox,  
James A. Fox,  
Samuel Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
Abraham G. Hart,  
Charles A. Hewins,

Messrs. Charles Heywood,  
 George W. Heywood,  
 Daniel Howard,  
 William Howland,  
 John A. Hughes,  
 J. R. Huntington,  
 William W. Kellogg,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 Augustus Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 John Lee,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 James F. Mansfield,  
 John McDuffie,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Ellis W. Morton,  
 Edwin Mudge,  
 Henry Newton,  
 John P. Ordway,  
 Weaver Osborn,  
 George H. Peirson,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Nathan P. Pratt,  
 Caleb Rand,  
 Alvah Raymond, Jr.,

Messrs. Jeremiah A. Rich,  
 Otis Rich,  
 Ensign B. Rogers,  
 Joseph Ross,  
 John Runey,  
 George Sanford,  
 Henry Shortle,  
 John J. Smith,  
 Oliver W. Smith,  
 Walter S. Sprague,  
 Charles Stanwood,  
 John W. Stevens,  
 Walter B. Studley,  
 John K. Tarbox,  
 Dexter A. Tompkins,  
 Charles R. Train,  
 Mason Van Dusen,  
 Levi Wallace,  
 Eben N. Wardwell,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 Joel B. Williams,  
 Warren Williams,  
 J. W. F. Willson,  
 Joseph Wilson,  
 Charles Wing,  
 James S. Woodworth,  
 P. Ambrose Young.

## NAYS.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 Henry Bassett,  
 John C. Blasdel,  
 Albert Blood,  
 George E. Bridges,  
 John R. Bullard,  
 Philo Chapin,  
 Charles W. Chase,  
 Linus M. Child,  
 Benjamin F. Cook,  
 Henry H. Cook,  
 Alanson Crittenden,  
 Seth Crowell,  
 Richard H. Dana, Jr.,  
 Charles H. Drew,

Messrs. Moses Farnum,  
 Charles H. Fiske,  
 James B. Francis,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Josiah S. Hammond,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 George M. Hobbs,  
 Solomon H. Howe,  
 Edward A. Hulbert,  
 Dexter S. King,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Job M. Leonard,  
 John Livermore,

Messrs. Isaac H. Meserve,  
 William Mixter,  
 Frederick A. Morey,  
 Thomas Parsons,  
 John Perley,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Henry S. Ranney,  
 Otis T. Ruggles,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Henry Souther,

Messrs. Shepherd Thayer,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 George E. Towne,  
 William H. Waitt,  
 George Walker,  
 Francis W. Warren,  
 Royal S. Warren,  
 Willard Wheeler,  
 William Whiting,  
 Daniel H. Whitney,  
 John A. Wiley,  
 George F. Williams,  
 George W. Woodwell,  
 Wm. H. P. Wright.

Yeas, 114; Nays, 63.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 William Barker, Jr.,  
 Irying Bates,  
 C. C. Bixby,  
 Charles H. Blanchard,  
 Charles Bradley,  
 Ezra P. Brownell,  
 Heman B. Chase,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Francis E. Cushing,  
 Ezra H. Flagg,  
 Andrew J. Freeman,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 David D. Hart,  
 James A. Hervey,  
 Noble H. Hill,  
 Alvah Holway,  
 Anson P. Hooker,  
 George W. Jackman, Jr.,  
 Harvey Jewell, (Speaker),  
 William D. Jones,  
 Lewis S. Judd,  
 William Knowlton,  
 James L. Locke,  
 John Manson,  
 Murdock Matheson,  
 William McFarlin,  
 Amasa C. Morse,  
 Nathaniel C. Nash,  
 Dan Packard,

Messrs. Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 Henry E. Pond,  
 George W. Potter,  
 William H. Reynard,  
 Eleazer Richmond,  
 John H. Robinson,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Hiram S. Shurtleff,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Edwin N. Snow,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John H. Swain,  
 James G. Tewksbury,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 John M. Tobin,  
 Jacob P. Towne,  
 Eden Wadsworth,  
 A. G. Walker,  
 Horace Ward,  
 Windsor N. White,  
 Nathan S. Williams,  
 J. H. Wood,  
 James B. Wood,  
 Charles W. Worcester.

Mr. Train moved a reconsideration of the vote.

Mr. Gargan of Boston moved a suspension of the rules so that the motion might be considered immediately, but the motion was rejected, 102 to 61, two-thirds not voting to suspend. The motion to reconsider was placed in the orders of the day for to-morrow.

**Bills passed.**

Engrossed bills :

Concerning state aid for disabled soldiers and sailors and their families, and the families of the slain ;

Concerning the Dedham and West Roxbury Railroad Company ;

In addition to an act declaring and confirming the incorporation of the Proprietors of the meeting-house in Hollis street, in the town of Boston ;

To incorporate the Sandisfield Baptist Society, and confirm certain acts connected therewith ;

To incorporate the Trustees of the Chapel of the Good Shepherd ;

(Which severally originated in the Senate ;)

To incorporate the Harvard Skating Rink Company ;

For the protection of trout in Grist-Mill Pond, in the town of Wareham ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Resolve in favor of Mary Nolan, guardian, (which originated in the House of Representatives,) was passed, and signed and sent to the Senate.

**Orders of the day.**

The House resumed the consideration of the orders of the day.

Bill to repeal an act concerning the provisions for widows in certain cases was, on motion of Mr. Bates of Westfield, postponed until to-morrow.

Bill concerning the election of certain town officers, was read and rejected.

Resolve in favor of the Massachusetts Agricultural College was, on motion of Mr. Adams of Quincy, laid upon the table.

Bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad being under consideration,

**Call of the House.**

On motion of Mr. Train of Boston, a call of the House was ordered,

And the roll being called, the following named members  
(123) answered to their names :—

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
Wm. F. Arnold,  
John H. Bangs,  
Henry Bassett,  
William G. Bates,  
Charles Bird, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Ralph S. Brown,  
John R. Bullard,  
Hodgdon F. Buzzell,  
James Capen,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Linus M. Child,  
Patrick A. Collins,  
Henry H. Cook,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
Thomas Cunningham,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
John D. Flagg,  
James T. Ford,  
Charles A. Fox,  
James B. Francis,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
Charles A. Hewins,

Messrs. Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
William Howland,  
John A. Hughes,  
Edward A. Hulbert,  
Harvey Jewell, (Speaker),  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Livermore,  
Joseph B. Lombard,  
John McDuffie,  
Wallace McFarland,  
Isaac H. Meserve,  
William Mixer,  
Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
Henry Newton,  
Weaver Osborn,  
Thomas Parsons,  
Edward H. Pierce,  
Thomas F. Plunkett,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Otis Rich,  
Ensign B. Rogers,  
Otis T. Ruggles,  
George Sanford,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
Charles L. Shaw,  
William Sherburne,  
Henry Shortle,



Messrs. Lemuel B. Simmons,  
 John J. Smith,  
 Oliver W. Smith,  
 Henry Souther,  
 Walter S. Sprague,  
 Shepherd Thayer,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,

Messrs. Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Lory S. Watson,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 Joel B. Williams,  
 Warren Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 P. Ambrose Young.

Mr. Rand of Charlestown moved an adjournment.

Mr. Howland of Lynn called for the yeas and nays, but they were not ordered,

And by a vote of 65 to 48, the House, at 5 o'clock, P. M., Adjourned.

THURSDAY, April 9, 1868.

Met according to adjournment.

Town of  
 Sunderland  
 and Sunder-  
 land Bridge.

Mr. Ward of Amherst presented the petition of J. S. H. Gunn and others, in aid of the petition of Horace Lyman and others; which was referred to the committee on Roads and Bridges, and sent up for concurrence.

Maverick  
 Bridge.

Mr. Brown of Marblehead, the petition of Benjamin P. Ware and others of Marblehead, in aid of the petition of N. Gibson and others. Laid upon the table.

Contracts of  
 married wo-  
 men.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on an order of March 31, reported a bill concerning contracts by married women. Read and ordered to a second reading.

Commission-  
 ers of Wor-  
 cester Co., to  
 borrow  
 money.

Mr. Howland of Lynn, from the same committee, to whom was referred the petition of the county commissioners of Worcester county for leave to borrow money, and also a bill for that purpose, reported a resolve authorizing them to borrow money. Read and ordered to a second reading.

Support of  
 girls commit-  
 ted to Indus-  
 trial School.

Mr. Morton of Boston, from the same committee, reported that the bill repealing chapter 256 of the acts of 1865 ought not to pass.

Mr. Lathrop of Huntington, from the same committee, Shell fisheries. reported that Senate bill in relation to shell fisheries ought not to pass.

Mr. Train of Boston, from the same committee, Streets of Charlestown. reported that the bill concerning the laying out, altering, widening and improving the streets of the city of Charlestown ought not to pass.

Mr. Adams of Quincy, from the same committee, on the several petitions of

Carlos Tewksbury and others ; and

William Lincoln and others ;

Reported that the petitioners have leave to withdraw. Corn League. Punishment of arson.

Mr. Allen of Newton, from the committee on Education, School committee of Dudley. on the petition of the school committee of the town of Dudley, reported leave to withdraw.

These reports were severally placed in the orders of the day for to-morrow.

Mr. Williams of Worcester, from the committee on Finance, Eye and Ear Infirmary. reported that Senate resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary ought to pass. Ordered to a second reading.

Mr. Heywood of Gardner, from the same committee, Dora S. Foster. reported that the resolve in favor of Dora S. Foster ought to pass. Ordered to a second reading.

Mr. Williams of Lowell, from the committee on Probate and Chancery, to whom was referred a bill to authorize the appointment of additional masters in chancery in certain counties, reported a bill to authorize such appointments in the counties of Essex and Middlesex. Read and ordered to a second reading. Masters in chancery.

Mr. Bates of Westfield, from the same committee, Women divorced, &c., to dispose of property. reported in a new draft the bill to enable women divorced from bed and board, to dispose of property. Read and ordered to a second reading.

Mr. Cornell of New Bedford, from the committee on County Estimates, to whom the estimates of the county commissioners were referred, reported a resolve granting taxes to the several counties. Read and ordered to a second reading. County taxes.

#### *Papers from the Senate.*

Bill to incorporate the Music Hall Association in Worcester, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading. Music Hall Association of Worcester.

Smelts.

Bill for the protection of smelts came from the Senate, that branch having non-concurred in the amendment adopted by the House. On motion of Mr. Adams of Quincy, the House voted to insist on its amendment, and the bill was returned to the Senate.

Hour of meeting.

Mr. Towne of Fitchburg moved that on and after Monday next, the House meet at 1 o'clock, P. M., except on Saturdays; but the motion was rejected.

Orders of the day.

The orders of the day were taken up.

Bills :

In relation to certain sinking funds of the Commonwealth ;  
To incorporate the First National Fire Insurance Company of Worcester ;

To incorporate the Naumkeag Mutual Fishing Insurance Company ; and

Resolve in favor of the Industrial School for Girls ;

Were severally read, and passed to be engrossed, and sent up\* for concurrence.

Bills :

Relating to the Waltham and Newton Street Railway ;

To incorporate the Association for the Benefit of Needle Women ;

Concerning the Ware River Railroad Company ;

In relation to railroad corporations ;

To amend the charter of the Needle Woman's Friend Society ; and

Resolve in relation to Samuel S. Stowers ;

Were severally read, and ordered to a third reading.

Bill to incorporate the West Newbury Chapel Association, was read, and passed to be engrossed, in concurrence.

Bill in addition to an act incorporating the North American Insurance Company of Boston, was read, and on motion of Mr. Williams of Boston, recommitted to the committee on Insurance.

The orders of the day were laid upon the table.

Mass. Agricultural College.

On motion of Mr. Towne of Fitchburg, the resolve in favor of the Massachusetts Agricultural College was taken from the table and considered, but before any question was taken,

East Boston Ferry Co.

The subject specially assigned for 2½ o'clock, viz. : the bill to continue in force an act to incorporate the East Boston Ferry Company, and for other purposes, was called up, and the bill was read.

After debate, on motion of Mr. Blanchard of Boston, the previous question was ordered.

On motion of Mr. Williams of Lowell, the yeas and nays were ordered on the question of passing the bill to a third reading,

And the roll being called, there were sixty-one yeas and one hundred and twenty nays.

And the bill was rejected.

The yeas and nays were as follows :

## YEAS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
William F. Arnold,  
John H. Bangs,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
Willard Blackinton,  
Ezra P. Brownell,  
Thomas H. Carruth,  
Linus M. Child,  
Henry M. Clarke,  
Benjamin F. Cook,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Charles H. Drew,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Thomas J. Field,  
Thomas J. Gargan,  
Charles A. Hewins,  
Charles Heywood,  
Noble H. Hill,  
Anson P. Hooker,  
William Howland,  
John A. Hughes,  
Dexter S. King,  
Charles J. Kittredge,  
Augustus Lane,  
Edward H. Lathrop,

Messrs. William McFarlin,  
Isaac H. Meserve,  
William Mixer,  
Ellis W. Morton,  
Thomas Parsons,  
George Phipps,  
Moses Pool,  
George W. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Otis Rich,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
Iram Smith,  
Isaac H. Stearns,  
Shepherd Thayer,  
Newell A. Thompson,  
S. K. Towle,  
Charles R. Train,  
A. G. Walker,  
George Walker,  
Willard Wheeler,  
Joel B. Williams,  
Nathan S. Williams,  
Joseph Wilson,  
James B. Wood.

## NAYS.

Messrs. Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
P. A. Beaman,  
Charles H. Blanchard,

Messrs. Morton V. Bonney,  
George E. Bridges,  
Ralph S. Brown,  
John R. Bullard,  
William H. Burbeck,

Messrs. Hodgdon F. Buzzell,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Patrick A. Collins,  
 Henry H. Cook,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 Seth Crowell,  
 Thomas Cunningham,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Curtis Davis,  
 Jeremy B. Dennett,  
 Thaddeus K. DeWolf,  
 Silas Dunton,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Ezra H. Flagg,  
 John D. Flagg,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Frederick W. Field,  
 Samuel T. Field,  
 Roscoe W. Gage,  
 Josiah Gates,  
 Levi S. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 James A. Hervey,  
 George W. Heywood,  
 Alvah Holway,  
 Edward A. Hulburt,  
 J. R. Huntington,  
 William D. Jones,  
 William W. Kellogg,  
 William A. King,  
 Richmond Kingman,  
 Howard M. Lane,  
 Roger H. Leavitt,  
 John Lee,  
 John Livermore,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 James F. Mansfield,  
 John Manson,

Messrs. John McDuffie,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Henry Newton,  
 John P. Ordway,  
 Weaver Osborn,  
 George H. Peirson,  
 John Perley,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Caleb Rand,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Joseph Ross,  
 John Runey,  
 William Sherburne,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 Prescott A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Mason Van Dusen,  
 William H. Waitt,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,

Messrs. Rufus A. White,  
Sydney F. Whitehouse,  
William Whiting,  
Benjamin J. Williams,  
Warren Williams,

Messrs. J. H. Wood,  
George W. Woodwell.  
James S. Woodworth,  
Charles W. Worcester,  
P. Ambrose Young.

Yeas, 61 ; Nays, 120.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
William Barker, Jr.,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Albert Blood,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
James Capen,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Lament B. Corbin,  
George P. Cox,  
Alanson Crittenden,  
Moses Farnum,  
Charles H. Fiske,  
James T. Ford,  
Josiah O. Friend,  
Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
David D. Hart,  
Tilly Haynes,  
George M. Hobbs,  
Daniel Howard,  
Solomon H. Howe,  
George W. Jackman, Jr.,

Messrs. Harvey Jewell, (Speaker),  
Lewis S. Judd,  
William Knowlton,  
Joseph Leavitt,  
Job M. Leonard,  
James L. Locke,  
Murdock Matheson,  
Nathaniel C. Nash,  
Dan Packard,  
Simeon Perkins,  
George Sanford,  
John Severson,  
Charles L. Shaw,  
Hiram S. Shurtleff,  
Henry Souther,  
James G. Tewksbury,  
Hubbard W. Tilton,  
George E. Towne,  
Jacob P. Towne,  
Eden Wadsworth,  
Levi Wallace,  
Windsor N. White,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
J. W. F. Willson,  
Charles Wing,  
William H. P. Wright.

The House resumed the consideration of the resolve in favor of the Massachusetts Agricultural College, Mass. Agricultural College.

And an amendment offered by Mr. Jackman of Newburyport, on a previous day, adding after "dollars," in line 3, the words, "whenever a like sum shall be raised for the same purpose by private subscription," was rejected.

On motion of Mr. Howe of Bolton, the resolve was postponed, and specially assigned for to-morrow, at 2½ o'clock.

The orders of the day were taken up.

Orders of the day.

The motion to reconsider the vote by which the House rejected the resolve in favor of Loz N. Peabody, was agreed to, and the resolve was ordered to a second reading, the question on rejecting the resolve being first decided in the negative.

The motion to reconsider the vote by which the House ordered to a third reading the bill to incorporate the Wakefield, Melrose and Malden Railroad Company, was rejected, and the bill was placed in the orders of the day for to-morrow.

Bill concerning the preservation of certain birds was considered, and the Senate's amendment was concurred in.

Bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company, was further considered.

Mr. Drew of Plymouth moved that it be postponed until to-morrow. The vote on this question was 70 to 24, and disclosed the want of a quorum.

On motion of Mr. Cook of Richmond, and by a vote of 60 to 47, at twenty minutes past 5 o'clock, the House Adjourned.

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FRIDAY, April 10, 1868.

Met according to adjournment.

Fitchburg  
R. R. Co.

Mr. Rand of Charlestown presented the petition of H. P. Mason and others of Watertown, in aid of the Fitchburg Railroad Company for authority to extend their tracks across Spy Pond; which was referred to the committee on Railways and Canals, and sent up for concurrence.

Criminal  
jurisdiction.

Mr. Lathrop of Huntington offered the following order, which was laid over under the rule until to-morrow:—

*Ordered*, That the Committee on the Judiciary consider the expediency of repealing or amending the law establishing trial justices, so that all magistrates shall have criminal jurisdiction.

State Almshouse at  
Monson.  
Committee  
of investigation.

On motion of Mr. Adams of Quincy,—

*Ordered*, That a joint committee consisting of five on the part of the House, with such as the Senate may join, be appointed to consider and inquire into the management of the state almshouse at Monson, and that they have power to visit the establishment and send for persons and papers.

And Messrs. Adams of Quincy, Walker of Springfield, Bates of Westfield, Mixter of Hardwick, and Towle of

Haverhill, were appointed on the part of the House. Sent up to be joined.

Mr. Walker of Springfield, from the committee on Finance, reported that the several resolves

In favor of Stephen I. Newman ;

In favor of Isaac Flye ;

Severally ought not to pass.

Stephen I.  
Newman.  
Isaac Flye.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on an order of March 17, relative to liens on sales of personal property, reported inexpedient to legislate.

Vendor's  
lien.

Mr. Adams of Quincy, from the same committee, on an order of March 27, relative to trials by trial justices, reported inexpedient to legislate.

Trials by  
trial justices.

These reports were severally placed in the orders of the day for to-morrow.

### *Papers from the Senate.*

The petitions of Horace Dodd and others, and J. A. Thompson and others, for the union of Boston and Charlestown, were referred in concurrence to the committee on that subject.

Boston and  
Charlestown.

The petition of E. R. Mudge, in aid of the petition of Edward Crane, was referred in concurrence to the committee on Railways and Canals.

Transporta-  
tion between  
Boston and  
Lake Onta-  
rio.

The petition of George W. Boynton and others, of Georgetown, to be incorporated as a savings bank, came from the Senate referred to the committee on Banks and Banking.

Georgetown  
Savings  
Bank.

Under the order relative to the introduction of new business, the House refused to concur, and the petition was returned to the Senate.

Bill to authorize the Central Wharf and Wet Dock Corporation to widen certain portions of their present wharf structure, introduced on leave in the Senate and referred to the committee on Harbors, came down, and was read for information, and under the order aforesaid, the House refused to concur in its reference, and the bill was returned to the Senate.

Central  
Wharf Co.

Reports, leave to withdraw, on the several petitions of

David W. Johnson ;

Epaphras Chase ; and

Patrick Tracy ;

David W.  
Johnson.  
Epaphras  
Chase.  
Patrick  
Tracy.  
Seining.

Also, report inexpedient to legislate, on an order of February 6, relative to seining ;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.



Cape Cod  
R. R. Co.

Bill concerning the Cape Cod Railroad Company, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Inspectors of  
state almshouses, etc.

Bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island, came from the Senate, that branch having non-concurred in the amendments adopted by the House. On motion of Mr. Child of Boston, the House voted to recede.

Bills passed.

Engrossed bills :

To establish the police court of Fitchburg ;

To repeal section 3 of chapter 166 of the acts of the year 1867, concerning state aid ;

To change the name of the Vineyard Sound Railroad Company, and for other purposes ;

To change the name of the town of South Danvers ;

(Which severally originated in the House of Representatives ;)

To incorporate the Boston Dental College ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Law term at  
Salem.

Mr. Howland of Lynn, from the committee on the Judiciary, to whom was recommitted the petition of Asahel Huntington and others, reported a bill to establish a law term of the supreme judicial court at Salem, within and for the county of Essex.

Appropriation bill.

Mr. Walker of Springfield, from the committee on Finance, under the general order, reported a bill making additional appropriations for expenses of the state almshouses, the hospital at Rainsford Island, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of state lunatic paupers, and for other purposes.

Probate  
Courts in  
Plymouth.

Mr. Bates of Westfield, from the committee on Probate and Chancery, reported in a new draft the bill in addition to an act concerning probate courts in the county of Plymouth.

Tax on deposits in  
savings banks.

Mr. Tilton of Boston, from the committee on Banks and Banking, on an order of January 21, reported a bill in relation to the taxation of deposits in savings banks.

Restocking  
Ipswich River  
with fish.

Mr. Simmons of Barnstable, from the committee on the Fisheries, reported that the bill for the re-stocking of Ipswich River and its tributaries with fish, ought to pass.

Neptune  
Woollen  
Manufacturing  
Company.

Mr. Walker of Worcester, from the committee on Manufactures, on the petition of A. C. Carey and others, reported

a bill to incorporate the Neptune Woollen Manufacturing Company.

Mr. Blanchard of Boston, from the committee on Horse Railways, reported that the bill to incorporate the South Boston Freight Railway Company, ought to pass.

Mr. Goddard of Worcester, from the committee on Education, on an order of January 13, reported a bill relating to graduates of normal schools.

Mr. Ruggles of Fitchburg, from the committee on Railways and Canals, reported in a new draft the bill to authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad Company.

Severally read and ordered to a second reading.

Mr. Stanwood of Roxbury moved a reconsideration of the vote by which the bill to continue in force an act to incorporate the East Boston Ferry Company, and for other purposes, was rejected.

Mr. Gargan moved that the motion lie on the table; but the motion was rejected.

On motion of Mr. Tompkins of Boston, the previous question was ordered.

The motion to reconsider was rejected.

On motion of Mr. Walker of Springfield, the resolve in favor of Oliver Nowell was discharged from the orders of the day, and postponed, and specially assigned for Monday, at 2½ o'clock, P. M.

On motion of Mr. Towne of Fitchburg, the bill to prohibit the creating of new stock, and issuing certificates thereof for less than the par value, by railroad corporations, (being the bill in relation to railroad corporations, with an amended title, reported by the committee on Bills in the Third Reading,) was discharged from the orders of the day, and specially assigned for Tuesday, at 2½ o'clock.

And on motion of Mr. Towne, the order offered by him relative to the regulation of railroad fares and limitation of dividends, was taken from the table, and postponed to the same time.

The resolve in favor of the Massachusetts Agricultural College, specially assigned for 2½ o'clock, was called up, and after debate, on motion of Mr. Howe of Bolton, the previous question was ordered,

The question being on ordering the resolve to a third reading.

And the yeas and nays having been ordered,

The roll was called, and there were one hundred and forty yeas and seventy-one nays.

South Boston Freight Railway Co.

Graduates of Normal Schools.

Mansfield & Framingham Railroad.

East Boston Ferry Co.

Oliver Nowell.

Issue of stock, &c., by R. R. corporations.

Limitation of dividends.

Mass. Agricultural College.

And the resolve was ordered to a third reading.

The yeas and nays were as follows :

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
George E. Bridges,  
Oliver H. P. Brown,  
William B. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
George P. Cox,  
Alanson Crittenden,  
David Cushing, 2d,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Ezra H. Flagg,  
John D. Flagg,  
James T. Ford,  
James A. Fox,  
Andrew J. Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
Samuel H. Gould,  
J. Otis Hale,  
Josiah S. Hammond,

Messrs. Abraham G. Hart,  
David D. Hart,  
James A. Hervey,  
Charles A. Hewins,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
Alvah Holway,  
Anson P. Hooker,  
Solomon H. Howe,  
William Howland,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
Augustus Lane,  
Edward H. Lathrop,  
Roger H. Leavitt,  
John Lee,  
John Livermore,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
Isaac H. Meserve,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
John P. Ordway,  
Weaver Osborn,  
Thomas Parsons,  
John Perley,  
George Phipps,  
Henry E. Pond,  
Henry S. Porter,  
George W. Potter,  
Henry S. Ranney,  
Alvah Raymond, Jr.,

**Messrs.** William H. Reynard,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
John Runey,  
William R. Sessions,  
Henry Shortle,  
Hiram S. Shurtleff,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
John H. Swain,  
Shepherd Thayer,  
Newell A. Thompson,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
Dexter A. Tompkins,

**Messrs.** George E. Towne,  
Mason Van Dusen,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
George Walker,  
Horace Ward,  
Eben N. Wardwell,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
George F. Williams,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Charles Wing,  
J. H. Wood,  
James B. Wood,  
Charles W. Worcester,  
P. Ambrose Young.

**NAYS.**

**Messrs.** John Quincy Adams,  
Irving Bates,  
Charles H. Blanchard,  
Morton V. Bonney,  
Ralph S. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Charles W. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
Lament B. Corbin,  
Orlando B. Crane,  
Thomas Cunningham,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Stephen C. Felton,  
Charles H. Fiske,  
Dudley Foster,  
Charles A. Fox,  
James B. Francis,

**Messrs.** Samuel Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Joseph H. Hathaway,  
George M. Hobbs,  
John A. Hughes,  
Edward A. Hulbert,  
J. R. Huntington,  
William D. Jones,  
Joseph Leavitt,  
Job M. Leonard,  
James L. Locke,  
John Manson,  
Murdock Matheson,  
Henry Newton,  
Dan Packard,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Moses Pool,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,

Messrs. Joseph Ross, Wm. Seaver, of Ashland, Wm. Seaver, of Roxbury, Charles L. Shaw, William Sherburne, Henry Souther, Charles Stanwood, Edward S. Stebbins, John W. Stevens, Walter B. Studley, John K. Tarbox, James G. Tewksbury,	Messrs. John M. Tobin, Jacob P. Towne, Charles R. Train, Willard Wheeler, William Whiting, Charles W. Wilder, Benjamin J. Williams, J. W. F. Willson, Joseph Wilson, George W. Woodwell, James S. Woodworth.
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Yeas, 140; Nays, 71.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott, Willard Blackinton, John C. Blasdel, Albert Blood, Charles Bradley, Ezra P. Brownell, Thomas H. Carruth, Henry M. Clarke, Joseph W. Cornell, Seth Crowell, Thomas J. Fay, Delano A. Goddard, Tilly Haynes, Daniel Howard, George W. Jackman, Jr.,	Messrs. Harvey Jewell, (Speaker), William Knowlton, Howard M. Lane, Nathaniel C. Nash, George H. Peirson, Simeon Perkins, Eleazer Richmond, George Sanford, John Severson, S. K. Towle, Eden Wadsworth, Daniel H. Whitney, John A. Wiley, Wm. H. P. Wright.
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Orders of the day.

The orders of the day were taken up.

Report, reference to the next General Court, on the petition of Amasa S. Glover and others, was accepted in concurrence.

Resolves:

In favor of Loz N. Peabody;

In favor of Dora S. Foster;

In favor of the Massachusetts Charitable Eye and Ear Infirmary;

Granting taxes to the several counties;

Bills:

To enable women divorced from bed and board to dispose of property;

To incorporate the Music Hall Association in Worcester;  
 Were severally read and ordered to a third reading.

Bill in relation to shell fisheries was rejected.

Reports, leave to withdraw, on petitions of  
 William Lincoln and others ;  
 Carlos Tewksbury and others ;  
 The school committee of Dudley ;  
 Were severally accepted, and the last named sent up for  
 concurrence.

Bill authorizing the Waltham and Newton Street Railway  
 Company to reduce the amount of its capital stock, and for  
 other purposes, was read, and passed to be engrossed, and  
 sent up for concurrence.

Bill to authorize certain towns to subscribe for and hold  
 stock in the Williamsburg and North Adams Railroad, was  
 further considered, and then postponed and specially  
 assigned for to-morrow, at 10½ o'clock, A. M.

Adjourned.

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SATURDAY, April 11, 1868.

Met according to adjournment.

*Papers from the Senate.*

The petition of C. O. Eastman and others of Claremont,  
 N. H., respecting fishways in the Connecticut River, was  
 referred in concurrence to the committee on the Fisheries.

Fishways in  
Connecticut  
River.

Bill to incorporate the Roxbury Young Men's Christian  
 Association, introduced on leave in the Senate, and referred  
 under the provisions of the order concerning new business  
 to the committee on Parishes and Religious Societies,  
 came down, and the House non-concurred, two-thirds not  
 voting to receive the bill.

Roxbury  
Young Men's  
Christian  
Association.

An order directing the committee on Railways and Canals  
 to consider the expediency of repealing chapter 284 of the  
 acts of 1867, "to aid the construction of the Boston, Hart-  
 ford and Erie Railroad," came from the Senate, and was  
 rejected by the House, two-thirds not voting therefor.

Boston,  
Hartford &  
Erie R. R.

Mr. Morton afterwards moved a reconsideration of the  
 vote, which motion was placed in the orders of the day for  
 Monday.

Bill to require the Eastern Railroad Company to remove  
 their depot at West Lynn, taken from the files of the Senate  
 for 1867, having been by the Senate of that year referred to  
 this General Court, was referred in concurrence to the  
 committee on Railways and Canals.

Depot in  
West Lynn.

The order offered yesterday by Mr. Lathrop, was adopted.

Criminal  
jurisdiction.

West Lynn  
depot.

Mr. Howland of Lynn presented the petition of William M. Newhall and others, for the removal of the West Lynn depot; which was referred to the committee on Railways and Canals, and sent up for concurrence.

Brookline  
and Back  
Bay Street  
Railway.

On motion of Mr. Parsons of Brookline, the bill concerning the Brookline and Back Bay Street Railway Company was discharged from the orders of the day and read and ordered to a third reading, and under a suspension of rules read a third time and passed to be engrossed, and the title amended so as to read, bill extending the time for the construction of the Brookline and Back Bay Street Railway, and for other purposes. Sent up for concurrence.

County com-  
missioners of  
Worcester to  
borrow  
money.

On motion of Mr. Howland of Lynn, the bill authorizing the commissioners of the county of Worcester to borrow money was discharged from the orders of the day and recommitted to the committee on the Judiciary.

Amendment  
of constitu-  
tion.

Resolve for an amendment of the constitution, was on motion of Mr. Lathrop of Huntington, discharged from the orders of the day and postponed and specially assigned for Wednesday next, at 2½ o'clock, P. M.

Orders of the  
day.

The orders of the day were taken up.

Bills:

Relating to the fees of sheriffs;

Concerning contracts by married women;

To authorize the appointment of additional masters in chancery in the counties of Essex and Middlesex;

To establish a law term of the supreme judicial court at Salem, within and for the county of Essex;

In addition to an act concerning probate courts in the county of Plymouth;

Concerning the Cape Cod Railroad Company;

For the re-stocking of Ipswich River and its tributaries with fish;

Were severally read, and the last named amended by striking out the section making it take effect upon its passage, and severally ordered to a third reading.

Bills:

Repealing chapter 256 of the acts of 1865;

Concerning the laying out, altering, widening and improving the streets of the city of Charlestown;

Were severally rejected.

Reports, inexpedient, on the several orders—

Relative to creating a vendor's lien on personal property;

Relative to trials by trial justices in cases where warrants are issued by them ;

Were severally accepted.

Reports, leave to withdraw, on the several petitions of

Patrick Tracy ;

Epaphras Chase ;

David W. Johnson ; and

Report, inexpedient, relative to seining ;

Were severally accepted in concurrence.

Bill to incorporate the Association for the benefit of Needle Women ; and

Resolves :

In favor of Loa N. Peabody ;

In favor of Dora S. Foster ;

Granting taxes to the several counties ;

Were severally read, and passed to be engrossed and sent up for concurrence.

Bills :

To amend the charter of the Needle Woman's Friend Society ;

To incorporate the Music Hall Association in Worcester ;

Were severally read and passed to be engrossed in concurrence.

Bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company, specially assigned for 2½ o'clock, was called up, and after debate, on motion of Mr. Appleton of Southborough, the previous question was ordered.

Williams-  
burg and N.  
Adams R. R.

An amendment moved by Mr. Collins of Boston, striking out the words, " when so voting," and inserting " by a two-thirds vote of those present and voting," was agreed to by a vote of 90 to 51 ; and the bill was ordered to a third reading.

The House resumed the consideration of the orders of the day.

Orders of the  
day.

Bills :

To repeal an act concerning the provisions for widows in certain cases ;

In relation to divorce ;

Were severally postponed until Monday.

Resolve authorizing the purchase of land for the state almshouse at Tewksbury, was read and amended by adding the words, " the whole expenditure not to exceed five thousand dollars," and ordered to a third reading.



Bill authorizing cities and towns to raise money for the re-imbursement of drafted men, was considered, the question being on its rejection.

After debate, on motion of Mr. Stanwood of Roxbury, the previous question was ordered. The bill was then rejected.

Williams-  
burg and N.  
Adams R.R.

Mr. Bates of Westfield moved a reconsideration of the vote by which the bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad was ordered to a third reading; and the motion was placed in the orders of the day for Monday.

Adjourned.

MONDAY, April 13, 1868.

Met according to adjournment.

West Lynn  
depot.

Mr. Proctor of Lynn presented the remonstrance of Henry A. Hosmer and others; and

Mr. Kellogg of Lynn, the remonstrance of A. H. Breed and others;

Severally against the removal of the West Lynn depot.

Severally referred to the committee on Railways and Canals, and sent up for concurrence.

Two sessions  
daily.

Mr. Dana of Cambridge offered an order providing for two sessions a day on and after Tuesday next; which was laid over until to-morrow.

*Papers from the Senate.*

Savings bank  
in George-  
town.

The petition of George W. Boynton and others came from the Senate, that branch having insisted upon reference of the same to the committee on Banks and Banking. On motion of Mr. Thompson of Boston, it was laid upon the table.

North Ando-  
ver Mills.

Bill in relation to the North Andover Mills, introduced on leave in the Senate, came down, and was read and referred to the committee on Manufactures, two-thirds voting for the reception of the bill.

Smelts.

Bill for the protection of smelts came from the Senate, that branch having insisted upon its non-concurrence in the amendment adopted by the House. On motion of Mr. Adams of Quincy, the House voted to insist, and to ask for a committee of conference on the subject-matter of difference.

And Messrs. Adams of Quincy, Seaver of Roxbury, and Willson of Boston were appointed the committee. Sent up for concurrence.

Orders of the  
day.

The orders of the day were taken up.

Bill to incorporate the Neptune Woollen Manufacturing Company, was read and ordered to a third reading.

**Bills :**

To enable women divorced from bed and board to dispose of property ;

In relation to the fees of sheriffs ;

Authorizing married women to contract for necessities, (being the bill concerning contracts by married women, with an amended title ;)

To authorize the appointment of additional masters in chancery in the counties of Essex and Middlesex ;

To establish a law term of the supreme judicial court at Salem, within and for the county of Essex ;

In addition to an act concerning probate courts in the county of Plymouth ;

For the re-stocking of Ipswich River and its tributaries with fish ; and

Resolve authorizing the purchase of land for the state almshouse at Tewksbury ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bill ratifying the sale of the franchise and property of the Cape Cod Central Railroad Company to the Cape Cod Railroad Company, and for other purposes, (being the bill concerning the Cape Cod Railroad Company, with a new title ;) and

Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary ;

Were severally read, and passed to be engrossed, in concurrence.

The resolve in favor of Oliver Nowell, specially assigned for 2½ o'clock, was called up. Oliver Nowell.

And after debate, on motion of Mr. Pond of Franklin, the previous question was ordered.

The question being on the rejection of the resolve, it was decided in the negative, and the resolve was ordered to a second reading.

The House resumed the consideration of the orders of the day. Orders of the day.

The House refused to reconsider the vote by which it rejected the order relative to the repeal of the act of 1867, concerning the Boston, Hartford and Erie Railroad.

The motion to reconsider the vote by which the House ordered to a third reading the bill to authorize certain towns

to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company was agreed to, and on motion of Mr. Cook of Richmond, the bill was laid upon the table.

Bill to repeal an act concerning the provisions for widows in certain cases was, on motion of Mr. Bates of Westfield, postponed until to-morrow.

Bill in relation to divorce was, on motion of Mr. Morton of Boston, laid on the table.

Report, leave to withdraw, on petition of A. H. Allen, was accepted, in concurrence.

Resolve in favor of John Murphy was considered, the question being on its rejection.

This question was decided in the negative, and the resolve was ordered to a second reading.

Bill for the protection of sea-fowl in the waters of Tisbury, was read and ordered to a third reading.

The orders of the day were laid upon the table.

**Bills passed.**

Engrossed bills :

To amend an act for the re-stocking of Mystic River and its tributaries with fish ;

Authorizing the building of a side track to connect with the Hanover Branch Railroad ;

Concerning the preservation of certain birds ;

To regulate the sale of intoxicating liquors ;

(Which severally originated in the House of Representatives ;)

To incorporate the West Newbury Chapel Association ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island was considered, the question being on passing it to be enacted.

**Call of the House, &c.**

On motion of Mr. Howland of Lynn, a call of the House was ordered.

And on motion of Mr. Child of Boston, it was ordered that the doors be closed.

This order having been carried out, the roll was called, and eighty-five members answered to their names, as follows :

Messrs. John H. Bangs,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Morton V. Bonney,

Messrs. Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Heman B. Chase,  
Linus M. Child,

**Messrs.** Henry H. Cook,  
Orlando B. Crane,  
Alanson Crittenden,  
Thomas Cunningham,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Thomas J. Fay,  
John D. Flagg,  
Andrew J. Freeman,  
Frederick W. Field,  
Thomas J. Gargan,  
Levi S. Gould,  
J. Otis Hale,  
Tilly Haynes,  
Charles A. Hewins,  
George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Alvah Holway,  
William Howland,  
Edward A. Hulbert,  
Harvey Jewell, (Speaker),  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Howard M. Lane,  
John Livermore,  
James L. Locke,  
Joseph B. Lombard,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
John McDuffie,  
Isaac H. Meserve,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,

**Messrs.** Ellis W. Morton,  
Edwin Mudge,  
Thomas F. Plunkett,  
Henry E. Pond,  
George W. Potter,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Otis Rich,  
Ensign B. Rogers,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
William Sherburne,  
Henry Shortle,  
Lemuel B. Simmons,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
John W. Stevens,  
Shepherd Thayer,  
Newell A. Thompson,  
Hubbard W. Tilton,  
John M. Tobin,  
Dexter A. Tompkins,  
Mason Van Dusen,  
Eden Wadsworth,  
Levi Wallace,  
Horace Ward,  
Eben N. Wardwell,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus S. White,  
Sydney F. Whitehouse,  
Charles W. Wilder,  
George F. Williams,  
Joel B. Williams.

Mr. Morton of Boston moved that the sergeant-at-arms be directed to summon absent members.

On motion of Mr. Cook of Richmond, the House Adjourned.

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TUESDAY, April 14, 1868.

Met according to adjournment.

Mr. Proctor of Lynn presented the remonstrance of L. B. Usher and others against the removal of the West Lynn depot.

West Lynn  
depot.

Fitchburg  
Railroad Co.

Mr. Collins of Boston, the petition of John Swords and others for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals, and sent up for concurrence.

Laws con-  
cerning cor-  
porations.

Mr. Thompson of Boston presented the petition of John A. Lowell and others for an alteration of the laws concerning corporations; which, two-thirds of the members voting therefor, was received, and referred to the committee on the Judiciary.

Two sessions  
daily.

The order offered yesterday by Mr. Dana was taken up and amended, on motion of Mr. Jackman of Newburyport, by substituting May 1st for April 22d, and adopted, as follows:—

*Ordered*, That on and after Friday, May 1st, there be two sessions of the House each day, beginning at 11, A. M., and 2, P. M., except that on Mondays there be one session, beginning at 2, P. M., and on Saturdays one session, beginning at 10, A. M.

Municipal  
court of  
Salem.

Mr. Howland of Lynn, from the committee on the Judiciary, reported that the bill to establish the municipal court of the city of Salem ought not to pass, the friends of the bill having signified a desire that no legislation be had in the premises.

Sale of R. R.  
franchises.

Mr. Adams of Quincy, from the same committee, on an order of March 3d, relative to the sale of railroad franchises, reported inexpedient to legislate.

Trial by jus-  
tices of the  
peace.

Also inexpedient to legislate on an order of March 27, relative to trials by justices of the peace, in the absence of trial justices.

Security of  
books in the  
State library.

Mr. Stanwood of Roxbury, from the committee on the State House, on an order of February 14, relative to the security of books in the state library, reported inexpedient to legislate.

Severally placed in the orders of the day for to-morrow.

Hours of  
labor.

Mr. Buzzell of Boston, from the committee on the Hours of Labor, reported a bill to regulate the hours of labor in this Commonwealth, (on petition of W. F. Falls and others, and other parties.)

Pilotage in  
Provincetown Har-  
bor.

Mr. Gould of Melrose, from the committee on Mercantile Affairs, on petition of H. P. Higgins and others, reported a bill concerning pilotage in Provincetown harbor.

Mr. White of Charlestown, from the same committee, Boston Skating Rink Association. reported that the bill to incorporate the Boston Skating Rink Association ought to pass.

Severally read and ordered to a second reading.

*Papers from the Senate.*

Reports, leave to withdraw, on the several petitions of  
The selectmen of Grafton;

Sylvester Kilham;

The Stoneham Branch Railroad;

The Westborough Agricultural Society;

S. S. Fowler and others;

Selectmen of  
Grafton.  
Sylvester  
Kilham.  
Stoneham  
Branch R.R.  
Westboro'  
Agricultural  
Society.  
S. S. Fowler.

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

**Bills:**

To incorporate the Whitin Machine Works;

Fixing the times of holding courts of probate in the county of Barnstable;

Whitin Ma-  
chine Works.  
Probate  
courts in  
Barnstable.

Severally passed to be engrossed in the Senate, came down, and were severally read, and the first named was read and ordered to a second reading, and the second was read and referred to the committee on Probate and Chancery.

The petition of the Trustees of Nichols Academy for an appropriation, came from the Senate, referred to the committee on Education. Under the order relating to the introduction of new business, the House refused to receive it, and it was returned to the Senate.

Nichols  
Academy.

Bill in addition to chapter 36 of the acts of 1823 to incorporate the Penitent Females' Refuge in the city of Boston, introduced on leave in the Senate, and referred to the committee on Public Charitable Institutions, came down. Under the order as to new business, the House refused to receive it, and it was returned to the Senate.

Penitent Fe-  
males' Re-  
fuge in Bos-  
ton.

**Engrossed bills:**

To regulate fishing in Connecticut River;

To confirm the deed of Benjamin H. Andrews, executor of the will of James Andrews;

(Which severally originated in the House of Representatives;)

To incorporate the Music Hall Association of Worcester;

(Which originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Bills passed.

The orders of the day were taken up.

Orders of the  
day.

Bill to incorporate the South Boston Freight Railway Company was read and ordered to a third reading.

Bill to incorporate the Neptune Woollen Manufacturing Company was read, and passed to be engrossed, and sent up for concurrence.

Stock dividends by  
R. R. Corporations.

Bill to prohibit the creating of new stock, and issuing certificates thereof by railroad corporations for less than the par value, specially assigned for 2½ o'clock, was called up, and after debate was, on motion of Mr. Potter of Arlington, recommitted to the committee on Railways and Canals.

The order offered by Mr. Towne of Fitchburg, also specially assigned for the same hour, was taken up and adopted, as follows :—

Railroad fares and dividends.

*Ordered*, That the committee on Railways and Canals inquire if any further legislation is necessary with respect to the regulation of fares and limitation of dividends of railroad corporations. Sent up for concurrence.

Orders of the day.

The House resumed the consideration of the orders of the day.

Engrossed bill concerning the inspectors of the state almshouses, and the hospital at Rainsford Island, (which originated in the Senate,) came up on its passage to be enacted, being unfinished business of yesterday, and after debate the bill was rejected.

Bill to repeal an act concerning the provisions for widows in certain cases, was read and rejected.

Report, inexpedient, on an order relative to the crowding of horse cars, was, on motion of Mr. Towne of Fitchburg, recommitted to the committee on Horse Railways.

Bill to incorporate the Wakefield, Melrose and Malden Railroad Company was, on motion of Mr. Adams of Quincy, postponed and specially assigned for Thursday, at 2½ o'clock, P. M.

The resolve in favor of the Massachusetts Agricultural College was read, and passed to be engrossed, and sent up for concurrence.

Adjourned.

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WEDNESDAY, April 15, 1868.

Met according to adjournment.

Trustees of  
Agricultural  
College.

A message was received from the Senate announcing that that branch had elected Hon. Daniel Needham of Groton, a trustee of the Agricultural College, on its part, in place

of Hon. Joseph A. Pond, deceased. On motion of Mr. Howe of Bolton, to-morrow, at 2½ o'clock, was assigned for the election of a trustee on the part of the House.

Mr. Adams of Newburyport presented the petition of F. J. Coffin and others, against that of Robert Fowler and others. Eastern Bridge Co.

Mr. Huntington of Amesbury, the petition of William S. Pettingell and others, in aid of the same.

Severally referred to the committee on Roads and Bridges, and sent up for concurrence.

Mr. Jackman of Newburyport, on leave, introduced a bill to authorize the Institution for Savings in Newburyport and vicinity to hold real estate; which was referred to the committee on Banks and Banking, and sent up for concurrence. Institution for Savings in Newburyport.

Mr. Allen of Newton presented the petition of Amanda M. Hall of Westford, and others, that women may have the right of suffrage; which was referred to the committee on the Judiciary. Women's suffrage.

Mr. Cook of Richmond moved a reconsideration of the vote by which the bill to repeal an act concerning the provisions for widows in certain cases was yesterday rejected; after debate, the motion was agreed to by a vote of 85 to 81. Provisions for widows in certain cases.

The question recurring on the passage of the bill to a third reading,

After debate, on motion of Mr. Jackman of Newburyport, the previous question was ordered. And the bill was again rejected.

Mr. Bates of Westfield moved a reconsideration of the vote by which the bill concerning the inspectors of the state almshouses and the hospital at Rainsford Island, was rejected; but the motion was rejected. Inspectors of State almshouses.

Mr. Brownell of Westport, from the committee on Prisons, to whom was referred the report of the warden and inspectors of the state prison, reported a resolve concerning improvements at the state prison. Improvements at State prison.

Mr. Gaylord of Boston, from the committee on Education, to whom was referred so much of the Governor's address as relates to the education of deaf mutes, reported a bill concerning the education of deaf mutes. Education of deaf mutes.

Severally read and referred to the committee on Finance.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of March 24, reported a bill authorizing the release of dower and homestead of married women in Release of dower, &c.



case of their sickness or absence from the state, and in other cases.

Circulation  
State banks,  
&c.

Mr. Tilton of Boston, from the committee on Banks and Banking, reported that the bill relating to the circulation of state banks which have become banking associations under the laws of the United States, ought to pass.

Jamaica  
Pond Aqueduct  
Corporation.

Mr. Jackman of Newburyport, from the committee on Mercantile Affairs, reported a bill giving additional powers to the Jamaica Pond Aqueduct Corporation, (on the petition of the corporation.)

Newburyport  
and Amesbury  
Horse Railroad.

Mr. Ruggles of Dorchester, from the committee on Horse Railways, reported in a new draft, the bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company.

School  
districts.

Mr. Perkins of Bridgewater, from the committee on Towns, to whom was referred the bill to amend section 1, chapter 208 of the acts of 1866, concerning the distribution of the income of the school fund, reported it in a new draft, entitled a bill concerning school districts.

Severally read and ordered to a second reading.

New England  
Hospital for  
Women and  
Children.

Mr. Howland of Lynn, from the committee on the Judiciary, to whom was referred the Senate resolve in favor of the New England Hospital for Women and Children, reported that it ought to pass, with an amendment, striking out "purposes set forth in their petition," and inserting "purpose of aiding to defray the expenses of those patients in their dispensary who are unable to defray their own expenses."

Pay of sher-  
iffs' juries.

Mr. Dana of Cambridge, from the same committee, on an order of March 25, relative to pay of jurors upon sheriffs' juries;

Overseers of  
houses of  
correction.

Also, on an order of March 3, relative to the expediency of authorizing county commissioners to appoint overseers of houses of correction;

Reported inexpedient to legislate.

Abolition of  
police courts  
by towns.

Mr. Morton of Boston, from the same committee, on an order of March 27, relative to the abolition of police courts by vote of towns;

County  
auditors.

And on an order of March 3, relative to the choice of county auditors;

Reported inexpedient to legislate.

Board of  
examiners.

Mr. Lathrop of Huntington, from the same committee, on an order of March 3, relative to boards of examiners;

Bail in crim-  
inal cases.

And on an order of March 30, relative to bail in criminal cases;

Reported inexpedient to legislate.

Mr. Tarbox of Lawrence from the same committee, on an order of March 30, relative to amending chapter 169 of the acts of 1862, reported inexpedient to legislate. Bill in criminal cases.

Mr. Gaylord of Boston, from the committee on Hours of Labor, on an order of January 17, relative to the building of houses for the families of workingmen, reported inexpedient to legislate. Houses for workingmen.

Severally placed in the orders of the day for to-morrow.

Mr. Corbin of Oxford, from the committee on Parishes and Religious Societies, to whom was recommitted the bill concerning the real estate of the Methodist Episcopal churches in Natick, reported it in a new draft. Under a suspension of rules it was read three times and passed to be engrossed, and the rule requiring the Clerk to keep it for purposes of reconsideration was suspended, and it was sent up for concurrence. Methodist Episcopal churches in Natick.

### *Papers from the Senate.*

#### **Bills:**

To incorporate the Westfield Street Railway Company ; Westfield St. Railway Co.  
To authorize the Governor to issue brevet commissions in certain cases ; Brevet Commissions.

To authorize the town of Sunderland to subscribe for and hold stock in the Sunderland Bridge Corporation ; Sunderland and Sunderland Bridge Corporation.

To incorporate the Nonantum Horse Railroad Company ; Nonantum Horse Railroad Co.

To incorporate the Roman Catholic Cemetery Association ; Roman Catholic Cemetery.

To amend the charter of the Boston Children's Aid Society ; Boston Children's Aid Society.

To incorporate the Rollstone Congregational Society ; Rollstone Cong. Soc.

To authorize Malachi Clark to drive piles in Fort Point Channel in Boston Harbor ; Malachi Clark.

To increase the capital stock of the Naumkeag Steam Cotton Company ; Naumkeag Steam Cotton Co.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Report, leave to withdraw, on the petition of Henry Holland and others, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow. Forest trees.

Bill concerning the State Industrial School for Girls at Lancaster, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance. State Industrial School for Girls.

Bill to incorporate the Trustees of the Fund of the Odd Fellows' Hall Association in Haverhill, introduced on leave in the Senate, came down, referred by that branch to the Odd-Fellows' Hall Association of Haverhill.

committee on Mercantile Affairs. Under the order relative to new business, the House refused to receive it, and it was returned to the Senate.

Grist-mill  
tolls.

Notice was received from the Senate\* that the bill in relation to tolls of grist-mills had been rejected by the Senate.

Cape Cod  
Central R. R.

Bill authorizing the Cape Cod Central Railroad Company to build a wall across Cohasset Narrows, introduced on leave in the Senate, was referred in concurrence to the committee on Harbors.

Bills passed.

Engrossed bills:

To amend the charter of the Needle Woman's Friend Society;

(Which originated in the Senate;)

To incorporate the Hyannis Savings Bank;

To authorize the Essex Savings Bank in the city of Lawrence to hold real estate;

To provide for perpetuating the evidence of the payment of succession taxes;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves:

In relation to the state almshouse at Tewksbury;

To authorize the town of Medford to pay certain bounties;

(Which severally originated in the House of Representatives;)

Were severally passed, and signed, and sent to the Senate.

Isaac Flye.

On motion of Mr. Walker of Springfield, the resolve in favor of Isaac Flye was discharged from the orders of the day, and recommitted to the committee on Finance.

Hours of  
labor.

On motion of Mr. Buzzell of Boston, the bill to regulate the hours of labor in this Commonwealth was discharged from the orders of the day, and postponed, and specially assigned for Tuesday, at 2½ o'clock, P. M.

Orders of the  
day.

The orders of the day were taken up.

Bill to establish the municipal court of the city of Salem, was rejected.

Reports, inexpedient, on the several orders

Relative to the sale of railroad franchises;

Relative to the trial of criminal cases by justices of the peace in certain cases;

Relative to the security of books in the state library;

Were severally accepted, and the last named sent up for concurrence.

Reports, leave to withdraw, on the several petitions of  
S. S. Fowler and others ;  
Sylvester Kilham ;  
The selectmen of Grafton ;  
The Stoneham Branch Railroad Company ;  
Were severally accepted in concurrence.

Bill to incorporate the Whitin Machine Works, was read and ordered to a third reading.

The resolve for an amendment of the constitution, specially assigned for 2½ o'clock, was called up, and on motion of Mr. Lathrop of Huntington, postponed and specially assigned for Friday, at the same hour.

Amendment  
of the consti-  
tution.

The orders of the day were again taken up.

Orders of the  
day.

Bill for the protection of sea-fowl in the waters of Barnstable, was read and ordered to a third reading.

Bill authorizing the town of Ware to subscribe for and hold stock in the Ware River Railroad Company was, on motion of Mr. Dana of Cambridge, laid upon the table.

Resolve in relation to Samuel S. Stowers was read and rejected.

Bill making additional appropriations for the expenses of the state almshouses, &c., was, on motion of Mr. Walker of Springfield, postponed until to-morrow.

Resolve in favor of Stephen I. Newman was read, and the question being on its rejection, in accordance with the report of the committee on Finance,

Mr. Dana of Cambridge raised the question whether it was not a "money bill," within the meaning of article 7 of section 3 of chapter 1 of the constitution, and therefore, having originated in the Senate, could not be acted upon in the House.

The Speaker sustained the point, and Mr. Wilder of Boston appealed from his decision.

On motion of Mr. King of Boston, the subject was postponed until to-morrow.

Bill in relation to the taxation of deposits in savings banks, was read, but not disposed of.

Adjourned.

THURSDAY, April 16, 1868.

Met according to adjournment.

Northampton and  
Shelburne  
Falls R. R.

Mr. Field of Shelburne presented the petitions of E. D. Hamilton and others of Conway, C. Puffer and others of Shelburne, and George D. Crittenden and others of Buckland, severally in aid of the petition of the Northampton and Shelburne Falls Railroad Company.

Fitchburg  
Railroad.

Mr. Warren of Waltham, the petition of D. E. Pope and others of Waltham for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Transportation between  
Boston and  
Lake Ontario.

Mr. Tompkins of Boston, the petition of N. B. Shurtliff and others, in aid of the petition of Edward Crane.

Severally referred to the committee on Railways and Canals.

No. Bridge-  
water: boun-  
ties to volun-  
teers.

Mr. Bixby of North Bridgewater, the petition of H. W. Robinson and others, for an act authorizing that town to pay certain bounties; which was referred to the committee on Military Affairs.

Severally sent up for concurrence.

School dis-  
tricts.

Mr. Ranney of Ashfield, the petition of Nathan F. Orcutt and others of Cummington, against the passage of the bill concerning school districts in that town; which was referred to the committee on the Judiciary.

Probate  
courts in  
Middlesex.

Mr. Williams of Lowell, on leave, introduced a bill fixing the times and places of holding probate courts in the county of Middlesex; which was read and referred to the committee on Probate and Chancery.

Shaving  
prisoners.

On motion of Mr. Howland of Lynn,—

*Ordered*, That the committee on the Judiciary consider the expediency of repealing or amending so much of section 32 of chapter 178 of the General Statutes, as requires prisoners in jail to be shaved.

City of  
Boston.

Mr. Leonard of Somerset, from the committee on Manufactures, on the petition of the city of Boston for authority to manufacture illuminating gas, reported leave to withdraw.

George M.  
Weston.

Mr. Swain of Easton, from the committee on Claims, on the petition of George M. Weston, reported leave to withdraw.

Severally placed in the orders of the day for to-morrow.

Lee and New  
Haven R. R.

Mr. Mixter of Hardwick, from the committee on Railways and Canals, reported a bill to aid the construction of the Lee and New Haven Railroad, (on its petition.) Read and referred to the committee on Finance.

Also, on the petition of Francis Sargent and others, a bill to incorporate the West Amesbury Branch Railroad Company. Read and ordered to a second reading.

West Amesbury Branch Railroad.

Mr. Drew of Plymouth, from the same committee, reported in a new draft, the bill concerning the Stony Brook Railroad Corporation. Read and ordered to a second reading.

Stony Brook Railroad

*Papers from the Senate.*

The petition of John B. Alley and others, in aid of the petition of Edward Crane, was referred in concurrence to the committee on Railways and Canals.

Transportation between Boston and Lake Ontario.  
Timothy Connelly.

The petition of Timothy Connelly of Holliston, for state aid, was referred to the committee on Military Affairs.

*Ordered,* In concurrence, that 150 copies of the report of the committee on the Commonwealth's flats near South Boston be placed in charge of said committee for distribution among the riparian owners in South Boston and on the Fort Point Channel.

South Boston flats.

Bill relating to investments by savings banks and institutions for savings, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Banks and Banking.

Investments of saving banks.

Bill concerning the attendance of children upon the public schools, introduced on leave in the Senate, came down, and was read and referred to the committee on Education.

Attendance in public schools.

Bill to authorize the town of Truro to construct a dike, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Dike in Truro.

Report, leave to withdraw, on the petition of the Berkshire Agricultural Society, for the abolition of the Board of Agriculture, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Abolition of Board of Agriculture.

Engrossed bills:

Bills passed.

To incorporate the Naumkeag Mutual Fishing Insurance Company;

Authorizing the sale of the franchise and property of the Cape Cod Central Railroad Company to the Cape Cod Railroad, and for other purposes;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed resolves:

In favor of the Massachusetts Charitable Eye and Ear Infirmary;

(Which originated in the Senate;)

In favor of the Industrial School for Girls;

(Which originated in the House of Representatives;)

Were severally passed and signed and sent to the Senate.

Odd-Fellows'  
Hall Associa-  
tion in  
Haverhill.

On motion of Mr. Towle of Haverhill, the vote by which the House refused to receive the bill to incorporate the Trustees of the Fund of the Odd Fellows' Hall Association in Haverhill, was reconsidered. The bill having been returned to the Senate, the Clerk was charged with a message to that branch, requesting its return.

Stoneham  
Branch R. R.

On motion of Mr. Lathrop of Huntington, the vote by which the report, leave to withdraw, on the petition of the Stoneham Branch Railroad, was yesterday accepted, was reconsidered and the petition was then recommitted to the committee on Railways and Canals.

Wakefield,  
Melrose and  
Malden R. R.

The bill to incorporate the Wakefield, Melrose and Malden Railroad Company, specially assigned for 2½ o'clock, was called up, but postponed until after the election of a trustee of the Agricultural College, also specially assigned for the same hour.

Election of  
trustees of  
Agricultural  
College.

Messrs. Fox of Boston, Bassett of Ware, Sherburne of Charlestown, Hart of Fall River, and Farnum of Blackstone, were appointed a committee to receive, sort and count the votes for trustee.

And Mr. Fox afterwards reported as follows:

Whole number of votes,	.	.	.	.	.	193
Necessary for a choice,	.	.	.	.	.	97
Daniel Needham of Groton has	.	.	.	.	.	113
S. H. Howe of Bolton,	.	.	.	.	.	35
Others,	.	.	.	.	.	45

And Mr. Needham was elected, in concurrence with the Senate, and declaration made accordingly.

Wakefield,  
Melrose and  
Malden R. R.

The bill to incorporate the Wakefield, Melrose and Malden Railroad Company was called up, and was read a third time.

Mr. Adams of Quincy moved to amend it by adding, after "South Reading," in the third line of section 2, the words, "on the easterly side of the Boston and Maine Railroad, and southerly of the Danvers Railroad." Rejected by a vote of 57 to 115.

Mr. Adams also moved to amend by adding to the second section the words "and at no point approaching nearer than three-eighths of a mile to the road-bed of said Boston and

Maine Railroad, except for the purpose of uniting therewith;" but the amendment was rejected.

Mr. Adams also moved to amend by striking out section 4 ; but the amendment was rejected, 73 to 98.

The bill was then passed to be engrossed in concurrence, and sent up for concurrence in the amendments adopted on the second reading.

On motion of Mr. Leavitt of Charlemon't, the bill to authorize the town of Sunderland to subscribe for and hold stock in the Sunderland Bridge Corporation was discharged from the orders of the day, and read, and ordered to a third reading, and, under a suspension of rules, read and passed to be engrossed, in concurrence.

Sunderland  
and Sunder-  
land Bridge  
Corporation.

The orders of the day were taken up.

Orders of the  
day.

Bill for the protection of sea-fowl in the waters of Tisbury ;

Bill for the protection of sea-fowl in the waters of Barnstable ;

Bill to incorporate the South Boston Freight Railway Company ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills :

Concerning pilotage in Provincetown Harbor ;

To incorporate the Boston Skating Rink Association ;

Relating to the circulation of State banks which have become banking associations under the laws of the United States ;

To incorporate the Westfield Street Railway Company ;

To incorporate the Nonantum Horse Railroad Company ;

To increase the capital stock of the Naumkeag Steam Cotton Company ;

To authorize Malachi Clark to drive piles in Fort Point Channel, in Boston Harbor ;

To incorporate the Rollstone Congregational Society ;

To amend the charter of the Boston Children's Aid Society ;

To incorporate the Roman Catholic Cemetery Association ;

Were severally read and ordered to a third reading.

Resolve in favor of the New England Hospital for Women and Children, was read and amended, and passed to be engrossed, in concurrence.

Bill to incorporate the Whitin Machine Works, was read, and passed to be engrossed, in concurrence.



Bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company, was, on motion of Mr. Jackman of Newburyport, laid upon the table.

Reports, inexpedient to legislate, on the several orders  
Relative to increasing the pay of sheriffs' jurors ;

Concerning the appointment of overseers of the houses of correction ;

Relative to abolishing police courts by towns ;

Relative to boards of examiners ;

Relative to the election of county auditors ;

Relative to building houses for workingmen ;

Were severally accepted, and the last sent up for concurrence.

Report, leave to withdraw, on petition of Henry Holland and others, was accepted, in concurrence.

Bill in relation to the taxation of deposits in savings banks ; and

Bill making additional appropriations for expenses of the state almshouses, &c. ;

Were severally postponed until to-morrow.

Resolve in favor of Stephen I. Newman was, on motion of Mr. Thompson of Boston, postponed until Tuesday.

Bill relating to graduates of normal schools, was read but not disposed of.

Adjourned.

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FRIDAY, April 17, 1868.

Met according to adjournment.

Mr. Gaylord of Boston, from the committee on Education, on the several petitions of

School committee of  
Dennis.  
School books.

The school committee of Dennis ;

Daniel Ballard and others ;

Reported leave to withdraw.

Boston Society of Natural History.

Mr. Goddard of Worcester, from the same committee, on the petition of the Boston Society of Natural History, reported leave to withdraw.

Priscilla Freeman.

Mr. Heywood of Gardner, from the committee consisting of the committee on the Treasury of the Senate and the committee on Finance of the House, to whom was referred the petition of Priscilla Freeman, reported leave to withdraw.

Mr. Drew of Plymouth, from the committee on Railways and Canals, reported that the bill regulating the method of heating and lighting passenger railway cars, ought not to pass. Heating and lighting rail-road cars.

Severally placed in the orders of the day for to-morrow.

Mr. Walker of Springfield, from the committee on Finance, reported that the

Resolve in favor of Isaac Flye; and

The bill concerning the State Industrial School for Girls at Lancaster;

Isaac Flye.

Industrial School for Girls.

Severally ought to pass.

Mr. Bixby of North Bridgewater, from the same committee, reported that the resolve in favor of David E. Blackstock and others may pass. David E. Blackstock.

Severally ordered to a second reading.

Mr. Parsons of Brookline, from the committee consisting of the committee on the Treasury of the Senate and the committee on Finance of the House, reported the resolve in favor of the guardian of the Punkapog tribe of Indians in a new draft. Read and ordered to a second reading. Punkapog Indians.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolve in favor of Abiah Thomas; and the Abiah Thomas.

Bill concerning the education of deaf mutes;

Severally ought to pass.

Mr. Parsons of Brookline, from the same committee, reported that the resolve in favor of the town of Edgartown; and the Town of Edgartown.

Resolve in favor of Barnard C. Marchant, guardian of certain Indians in Dukes County; Indians in Dukes County.

Severally ought to pass.

Mr. Heywood of Gardner, from the same committee, reported that the resolve concerning improvements at the state prison may pass. Improvements at the state prison.

Severally ordered to a second reading.

A message was received from the Governor concerning the case of William C. Nugent; which was laid upon the table and ordered to be printed. William C. Nugent.

Engrossed bills:

Concerning the real estate of the Methodist Episcopal churches in Natick;

Bills passed.

Extending the provisions of chapter 26 of the General Statutes, relating to the preservation of the public health;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed, and sent to the Senate.

*Papers from the Senate.*

Town of  
Hyde Park.

Bill to incorporate the town of Hyde Park, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading. On motion of Mr. Williams of Boston, the rules were suspended, and the bill read a second time, and having been amended, was read again, and passed to be engrossed in concurrence, and sent up for concurrence in the amendments.

Vacant lots  
on public  
streets in  
Boston.

Bill relating to vacant lots abutting on public streets in the city of Boston, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Western R.  
R. and Bos-  
ton and Al-  
bany R. R.

Report of the committee on Railways and Canals, inexpedient to legislate, on the subject of the report of the state directors of the Western Railroad, and the Boston and Albany Railroad, which had been accepted in the House and sent to the Senate for concurrence, came down, referred to a committee consisting of Messrs. Wilcox, Needham and Pitman of that branch, with such as the House may join, with directions to consider forthwith the whole matter, and with power to send for persons and papers.

The House concurred; and Messrs. Adams of Quincy, Kittredge of Hinsdale, Farnum of Blackstone, Bates of Westfield, Mixer of Hardwick, Hart of Woburn, and Bates of East Bridgewater, were joined on the part of the House.

Purchase of  
Boston and  
Albany R.R.

An order adopted March 4, relative to the purchase of the Boston and Albany Railroad, on which the committee on Railways and Canals had reported inexpedient in the Senate, was referred, in concurrence, to the joint committee above stated.

Smelts.

Mr. Adams of Quincy, from the committee of conference on the subject-matter of difference between the two branches relative to the bill for the protection of smelts, submitted a report on that subject, which was considered and accepted, and the bill amended accordingly, and sent up for concurrence.

Mount Hol-  
yoke Female  
Seminary.

Mr. Goddard of Worcester, on leave, introduced a resolve in favor of the Mount Holyoke Female Seminary; which was read and referred to the committee on Finance.

Oliver Now-  
ell.

On motion of Mr. Walker of Springfield, the resolve in favor of Oliver Nowell was discharged from the orders of the day, and was read a second time.

And the question being on ordering it to a third reading, After debate, Mr. Dana of Cambridge objected that the resolve was a money bill, within the meaning of the constitution, and having originated in the Senate, it could not be considered in the House. Question of order—money bills.

The Speaker decided that the objection was well taken.

Mr. Adams of Quincy appealed, and on his motion the subject was postponed until Tuesday.

Mr. Wilder of Boston, on leave, introduced a resolve in favor of Oliver Nowell, which was read once, and the rule requiring it to go to a committee and other rules being suspended, it was ordered to a second reading. Oliver Nowell.

And the question being on ordering it to a third reading,

On motion of Mr. Cunningham of Charlestown, the yeas and nays were ordered.

The resolve was then amended on motion of Mr. Walker of Springfield by providing for the payment out of the Charles River and Warren Bridges Fund, instead of the treasury, and by adding "upon payment of the same, the judgment against John Wright shall be assigned to the Commonwealth."

On motion of Mr. Robinson of Dorchester, the previous question was ordered,

And the roll being called, there were one hundred and twelve yeas and sixty-five nays.

The yeas and nays were as follows :

## YEAS.

Messrs. Samuel Appleton,  
E. Watson Arnold,  
P. A. Beaman,  
Charles Bird, Jr.,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
Morton V. Bonney,  
Charles Bradley,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
James Capen,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,

Messrs. Henry M. Clarke,  
Patrick A. Collins,  
Joseph W. Cornell,  
Orlando B. Crane,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
Ezra H. Flagg,  
John D. Flagg,  
James T. Ford,  
Charles A. Fox,  
James A. Fox,  
Andrew J. Freeman,  
Josiah O. Friend,

Messrs. Noah M. Gaylord,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Charles A. Hewins,  
 Noble H. Hill,  
 Alvah Holway,  
 Daniel Howard,  
 John A. Hughes,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William W. Kellogg,  
 William A. King,  
 Charles J. Kittredge,  
 Augustus Lane,  
 Howard M. Lane,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 Willard Mann,  
 John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixer,  
 Ellis W. Morton,  
 Edwin Mudge,  
 Henry Newton,  
 John Perley,  
 George Phipps,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Moses Pool,

Messrs. George W. Potter,  
 Benjamin Proctor,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Charles L. Shaw,  
 Hiram S. Shurtleff,  
 Lemuel B. Simmons,  
 John J. Smith,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Royal S. Warren,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 J. H. Wood,  
 George W. Woodwell,  
 P. Ambrose Young.

## NAYS.

Messrs. John Quincy Adams,  
 Henry Bassett,  
 William G. Bates,  
 Hugh R. Bean,  
 C. C. Bixby,  
 Oliver H. P. Brown,  
 John R. Bullard,  
 Linus M. Child,  
 Benjamin F. Cook,  
 Henry H. Cook,  
 Lament B. Corbin,  
 Thomas Cunningham,  
 George K. Daniell,

Messrs. Moses Farnum,  
 Dudley Foster,  
 James B. Francis,  
 Samuel Freeman,  
 Samuel T. Field,  
 Roscoe W. Gage,  
 Josiah Gates,  
 Delano A. Goddard,  
 Levi S. Gould,  
 David D. Hart,  
 William Howland,  
 Lewis S. Judd,  
 Dexter S. King,

Messrs. Richmond Kingman,  
William Knowlton,  
Joseph Leavitt,  
Roger H. Leavitt,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
Murdock Matheson,  
Amasa C. Morse,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Simeon Perkins,  
Jonathan Pierce,  
Nathan P. Pratt,  
Caleb Rand,  
William H. Reynard,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
William R. Sessions,

Messrs. William Sherburne,  
Iram Smith,  
Edwin N. Snow,  
Henry Souther,  
Charles Stanwood,  
Hubbard W. Tilton,  
Jacob P. Towne,  
William H. Waitt,  
George Walker,  
Horace Ward,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
Warren Williams,  
Joseph Wilson,  
James S. Woodworth,  
Charles W. Worcester.

Yeas, 112 ; Nays, 65.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
William F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Irving Bates,  
Albert Blood,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
George P. Cox,  
Alanson Crittenden,  
Seth Crowell,  
Francis E. Cushing,  
Leander S. Daniels,  
Charles H. Fiske,  
Frederick W. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Samuel H. Gould,  
Tilly Haynes,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Anson P. Hooker,

Messrs. Solomon H. Howe,  
Edward A. Hulbert,  
J. R. Huntington,  
Harvey Jewell, (Speaker,)  
Edward H. Lathrop,  
James F. Mansfield,  
Isaac H. Meserve,  
Frederick A. Morey,  
Nathaniel C. Nash,  
John P. Ordway,  
Weaver Osborn,  
Henry S. Porter,  
Joseph S. Potter,  
Joseph Ross,  
Otis T. Ruggles,  
George Sanford,  
Wm. Seaver, of Roxbury,  
John Severson,  
Henry Shortle,  
Oliver W. Smith,  
Shepherd Thayer,  
John M. Tobin,  
Dexter A. Tompkins,  
S. K. Towle,  
George E. Towne,  
Charles R. Train,

Messrs. Levi Wallace,  
A. G. Walker,  
Eben N. Wardwell,  
Francis W. Warren,  
Sydney F. Whitehouse,  
William Whiting,

Messrs. Daniel H. Whitney,  
John A. Wiley,  
Nathan S. Williams,  
James B. Wood,  
Wm. H. P. Wright.

And the resolve was ordered to a third reading,  
And was read again, and passed to be engrossed, and sent  
up for concurrence.

Mansfield  
and Fram-  
ingham R.R.  
Co.

On motion of Mr. Pierce of Boston, the bill to authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad Company, was discharged from the orders of the day, and postponed, and specially assigned for Wednesday next, at 2½ o'clock, P. M.

Orders of the  
day.

The orders of the day were taken up.

Report, inexpedient, on an order relative to bail in criminal cases, was accepted.

Report, leave to withdraw, on petition of George M. Weston, was accepted, and sent up for concurrence.

Report, leave to withdraw, on petition of the Berkshire Agricultural Society, was accepted, in concurrence.

Bill to authorize the town of Truro to construct a dike, was read and ordered to a third reading.

Bills:

Concerning pilotage in Provincetown Harbor ;

To incorporate the Boston Skating Rink Association ;

Relating to the circulation of state banks which have become banking associations under the laws of the United States ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bills:

To incorporate the Westfield Street Railway Company ;

To incorporate the Nonantum Horse Railroad Company ;

To increase the capital stock of the Naumkeag Steam Cotton Company ;

To authorize Malachi Clark to drive piles in Fort Point Channel in Boston Harbor ;

To incorporate the Rollstone Congregational Society ;

To amend the charter of the Boston Children's Aid Society ;

Were severally read and passed to be engrossed in concurrence.

The resolve for an amendment of the constitution, specially assigned, was called up, and was read. Amendment of constitution.

Mr. Morton of Boston moved that it be laid upon the table, but the motion was rejected. The resolve was then rejected.

The House resumed the consideration of the orders of the day. Orders of the day.

Bill relating to graduates of normal schools, being the unfinished business of yesterday, was further considered.

On motion of Mr. Gargan of Boston, the previous question was ordered.

The bill was then rejected.

Bill in relation to the taxation of deposits in savings banks, was further considered. Before coming to a vote, Mr. King of Boston objected to further proceedings because a quorum was not present.

The House being counted, only 87 members appeared to be present, and the House at 5½ o'clock

Adjourned.

SATURDAY, April 18, 1868.

Met according to adjournment.

On motion of Mr. Bird of North Chelsea, a call of the House was ordered; and Call of the House.

On motion of Mr. Stearns of Milford, it was ordered that the doors of the House be closed.

The latter order having been carried out, the roll was called, and the following named members answered to their names:—

Messrs. George E. Allen,  
Samuel Appleton,  
Henry Bassett,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Morton V. Bonney,  
George E. Bridges,  
James Capen,  
Jonas A. Champney,  
Patrick A. Collins,  
Benjamin F. Cook,  
Alanson Crittenden,  
David Cushing, 2d,  
Thomas J. Fay,  
Ezra H. Flagg,

Messrs. John D. Flagg,  
Dudley Foster,  
Charles A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Samuel T. Field,  
Josiah Gates,  
Josiah S. Hammond,  
Joseph H. Hathaway,  
George W. Heywood,  
Alvah Holway,  
John A. Hughes,  
Harvey Jewell, (Speaker),  
William D. Jones,



Messrs. Lewis S. Judd,  
 Dexter S. King,  
 William A. King,  
 Richmond Kingman,  
 Augustus Lane,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 John Lee,  
 Joseph B. Lombard,  
 Willard Mann,  
 John Manson,  
 William McFarlin,  
 Leonard McKenzie,  
 Isaac H. Meserve,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Henry Newton,  
 George Phipps,  
 George W. Potter,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 William Sherburne,

Messrs. John J. Smith,  
 Henry Souther,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 James G. Tewksbury,  
 Dexter A. Tompkins,  
 Jacob P. Towne,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 George F. Williams,  
 Warren Williams,  
 Charles Wing,  
 J. H. Wood,  
 James S. Woodworth,  
 P. Ambrose Young.

On motion of Mr. Collins of Boston, the Sergeant-at-Arms was directed to summon absent members.

And the doors were then opened.

Afterwards, the House was counted, and there were present 117 members.

And it was ordered on motion of Mr. Lane of Leominster, that further proceedings under the call be dispensed with.

Berkshire  
courts.

Mr. Crittenden of Otis presented the remonstrances of the town of Lee and the town of Otis ;

And Mr. Van Dusen of Stockbridge, the remonstrance of the town of Stockbridge ;

Severally against the removal of the courts of Berkshire from Lenox to Pittsfield.

Severally referred to the committee on that subject.

Probate  
courts in  
Middlesex.

Mr. Williams of Lowell, from the committee on Probate and Chancery, reported that the bill fixing the times and places of holding probate courts in the county of Middlesex, ought to pass.

Ordered to a second reading.

*Papers from the Senate.*

A communication from Jacob Bigelow and others, relative to a statue of the late Hon. John A. Andrew, was referred in concurrence to the committee on the State House.

Statue of  
John A. An-  
drew.

Resolve in favor of H. D. Parker and Company, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance.

H.D. Parker.

**Reports:**

Leave to withdraw, on the petition of Jonathan Morrill and others; and

Fishing in  
Merrimack  
river.

Reference to the next General Court, of the resolve in favor of Nancy Main;

Nancy Main.

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for Monday.

Mr. Dana of Cambridge moved a reconsideration of the vote by which the resolve for an amendment of the constitution was rejected; and on his motion the subject was postponed until Tuesday.

Amendment  
of the consti-  
tution.

**Engrossed bills:**

To incorporate the Whitin Machine Works;

Bills passed.

To authorize the town of Sunderland to subscribe for and hold stock in the Sunderland Bridge Corporation;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Bill in relation to divorce, was taken from the table, and postponed and specially assigned for Thursday next, at 2½ o'clock, on motion of Mr. Fiske of Weston.

Divorce.

The orders of the day were taken up.

Orders of the  
day.

Report, inexpedient, concerning notice in applications for bail, was accepted.

**Bills:**

To incorporate the West Amesbury Branch Railroad Company;

Concerning the State Industrial School for Girls, at Lancaster; and

**Resolves:**

In favor of the guardian of the Punkapog tribe of Indians;

In favor of Abiah Thomas;

In favor of the town of Edgartown;

In favor of Barnard C. Marchant, guardian of certain Indians in Dukes County;

In favor of Isaac Flye ;  
In favor of David E. Blackstock and others ;  
Concerning improvements at the state prison ;  
Were severally read and ordered to a third reading.

Reports, leave to withdraw, on the several petitions of  
Priscilla Freeman ;

The Boston Society of Natural History ;

The school committee of Dennis ;

Were severally accepted, and sent up for concurrence.

Report, leave to withdraw, on the petition of Daniel  
Ballard and others, was on motion of Mr. Ordway of Boston,  
recommitted to the committee on Education.

Bill to authorize the town of Truro to construct a dike,  
was read and passed to be engrossed in concurrence.

Bill in relation to taxation of deposits in savings banks,  
was further considered, and an amendment offered by Mr.  
Kittredge of Hinsdale, making the tax one per cent. instead  
of three-quarters of one per cent., was rejected, and the  
bill was ordered to a third reading.

Bill making additional appropriations for expenses of the  
state almshouses, &c., was on motion of Mr. Appleton of  
Southborough, laid upon the table.

Resolve in favor of John Murphy ; and

Bill authorizing the release of dower and homestead of  
married women in case of sickness, absence from the state,  
and in other cases ;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on the petition of the West-  
borough Agricultural Society, was on motion of Mr. Apple-  
ton of Southborough, recommitted to the committee on  
Agriculture, with instructions to report a bill granting the  
prayer of the petitioners.

Bill giving additional powers to the Jamaica Pond  
Aqueduct Corporation, was on motion of Mr. White of  
Charlestown, postponed until Monday.

Bill concerning school districts was read and amended by  
substituting the bill originally reported by the committee on  
Education, to amend section 1, chapter 208 of the acts of  
1866, concerning the distribution of the income of the  
school fund, and ordered to a third reading.

Adjourned.

MONDAY, April 20, 1868.

Met according to adjournment.

Mr. Sherburne of Charlestown presented the petitions of Thomas Hooper and others, and G. A. Goddard and others, against that of N. Gibson and others. Severally referred to the committee on Harbors. Maverick Bridge.

Mr. Cunningham of Charlestown, the petition of James M. Riley and others, for authority to the Fitchburg Railroad Company to construct tracks across Spy Pond ; which was referred to the committee on Railways and Canals. Fitchburg R. R.

Mr. Van Dusen of Stockbridge, the remonstrances of William Torrey and others of Williamstown, the inhabitants of Lenox, and Reuben C. Fitch and others of Alford ; Removal of Berkshire courts.

Mr. Freeman of New Marlborough, the remonstrances of Gershom B. Fitch and others of Sheffield, John L. Dodge and others of Great Barrington, Joseph A. Benjamin and others of Egremont, and C. C. Crane and others of Great Barrington ;

Mr. Crittenden of Otis, the remonstrance of E. G. Hale and others of Tyringham ;

Severally against the removal of the Berkshire courts.

Severally referred to the committee on that subject.

Severally sent up for concurrence.

Mr. Mixter of Hardwick, the petition of Lydia Barrows and others, for the appointment of a trustee to convey real estate ; which was referred to the committee on Probate and Chancery. Lydia Barrows and al.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was recommitted the resolve in favor of Cape Cod Harbor at Provincetown, reported that it ought to pass. • Placed in the orders of the day for to-morrow. Cape Cod Harbor.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of April 16, reported a bill in relation to prisoners in jails and houses of correction. Read and ordered to a second reading. Prisoners in jails, &c.

### *Papers from the Senate.*

*Ordered,* In concurrence, that the committee on Education be authorized to visit the State Normal School at Framingham on Wednesday, of this week. Committee to visit State Normal School at Framingham.

Resolves:

In favor of Emily J. Cressy ;

In favor of Elizabeth W. Morse ;

Emily J. Cressy.  
Elizabeth W. Morse.

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on Finance.

**Bills:**

Cruelty to  
animals.  
Private ways  
in Boston.

For the more effectual prevention of cruelty to animals ;  
Relating to private ways in the city of Boston ;

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Resolve  
passed.

Engrossed resolve authorizing the purchase of land for the state almshouse at Tewksbury, (which originated in the House of Representatives,) was passed, and signed and sent to the Senate.

Orders of the  
day.

The orders of the day were taken up.

Bill giving additional powers to the Jamaica Pond Aqueduct Corporation, was read and amended, and ordered to a third reading.

Bill to authorize the Governor to issue brevet commissions in certain cases, was read and rejected.

Bill concerning the Stony Brook Railroad Corporation, was read and ordered to a third reading.

Report, leave to withdraw, on petition of the city of Boston, for authority to manufacture and sell illuminating gas, was, on motion of Mr. Thompson of Boston, laid upon the table.

Bill to incorporate the Roman Catholic Cemetery Association was read, and on motion of Mr. Cox of Malden, was recommitted to the committee on Parishes and Religious Societies, with instructions to notify and hear the town of Malden. Sent up for concurrence.

Bill concerning the education of deaf mutes ; and

Bill fixing the times and places of holding probate courts in the county of Middlesex ;

Were severally read and ordered to a third reading.

**Bills:**

In relation to the taxation of deposits in savings banks ;

To incorporate the West Amesbury Branch Railroad Company ;

Authorizing the release of dower and homestead of married women in case of sickness, absence from the state, and in other cases ;

**Resolves:**

In favor of John Murphy ;

In favor of the Guardian of the Punkapog Tribe of Indians ;

In favor of Abiah Thomas ;  
 In favor of the town of Edgartown ;  
 In favor of Barnard O. Marchant, Guardian of certain  
 Indians in Dukes County ;  
 Concerning improvements at the state prison ;  
 Were severally read and passed to be engrossed and sent  
 up for concurrence.

Bill concerning the State Industrial School for Girls at  
 Lancaster, was read and passed to be engrossed in con-  
 currence.

Bill regulating the method of heating and lighting rail-  
 way passenger cars was, on motion of Mr. Drew of Ply-  
 mouth, postponed until to-morrow.

Report, leave to withdraw, on petition of Jonathan Mor-  
 rill, was accepted in concurrence.

Report, reference to the next General Court, on resolve  
 in favor of Nancy Main, was on motion of Mr. Child of  
 Boston amended by substituting a resolve in her favor,  
 which was ordered to a second reading.

Bill in addition to an act concerning the distribution of  
 the income of the school fund was, on motion of Mr. Mor-  
 ton of Boston, postponed until to-morrow.

#### Resolves :

In favor of Isaac Flye ;

In favor of David E. Blackstock and others ;

Were objected to by Mr. Dana as money bills, which, Money bills.  
 having originated in the Senate, could not be considered by  
 the House.

The objection was sustained by the Speaker, and the  
 resolves were postponed until Tuesday.

On motion of Mr. Child of Boston, and under a suspen- Release of  
dower and  
homestead.  
 sion of the rules, the vote by which the bill authorizing the  
 release of dower and homestead of married women, in case  
 of sickness, absence from the state, and other cases, was  
 passed to be engrossed, was reconsidered, and the question  
 recurring on its passage to be engrossed, it was rejected.

Adjourned.

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TUESDAY, April 21, 1868.

Met according to adjournment.

Mr. Kittredge of Hinsdale presented the petition of S. S. Berkshire  
courts.  
 Bowen and others of Peru, for the removal of the Berkshire  
 courts ; which was referred to the committee on that subject.

Fishing in  
Sandwich.

Mr. Holway of Sandwich, the petition of Isaac K. Chipman and others of Sandwich, in aid of the petition of the selectmen of that town; which was referred to the committee on the Fisheries.

Bust of Sen-  
ator Wilson.

Mr. Potter of Arlington, the petition of George W. McLellan and others, a committee of subscribers to a bust of Senator Wilson, for leave to place said bust in some suitable place in the state house; which was referred to the committee on the State House.

Severally sent up for concurrence.

State loan  
to Western  
R. R.

Mr. Mixter of Hardwick, on leave, introduced a bill to extend the time of the state loan to the Western Railroad Corporation; which was read and referred to the committee on Finance.

Hour of  
meeting.

On motion of Mr. Rand of Charlestown,—  
*Ordered*, That on Thursday next, the House will meet at 10, A. M.

Adjourn-  
ment.

And on motion of Mr. Stanwood of Roxbury,—  
*Ordered*, That when the House adjourns on Thursday, it adjourn until Monday, at 2; P. M.

Commission-  
ers of Wor-  
cester Co.  
to borrow  
money.

Mr. Howland of Lynn, from the committee on the Judiciary, to whom was recommitted the resolve authorizing the Commissioners of the County of Worcester to borrow money, reported that it ought to pass. *Ordered* to a second reading.

Suffrage of  
women.

Mr. Dana of Cambridge, from the same committee, on the petition of Sarah H. Cowing and others, and sundry others in aid, for an amendment of the constitution extending suffrage to women, reported leave to withdraw.

Edward S.  
Goulston.

Mr. Goddard of Worcester, from the committee on Education, on the petition of Edward S. Goulston and others, reported leave to withdraw.

Inspection of  
flour.

Mr. White of Charlestown, from the committee on Mercantile Affairs, on an order of March 28, relating to the inspection of flour, reported inexpedient to legislate.

Sale of pat-  
ented arti-  
cles.

Mr. Jackman of Newburyport, from the same committee, reported that the bill regulating the sale of patented articles ought not to pass.

Severally placed in the orders of the day for to-morrow.

Sale of pub-  
lic property.

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of February 17, reported a bill concerning the sale of public property.

N. Bridge-  
water to pay  
bounties to  
re-enlisted  
men.

Mr. Wilder of Boston, from the committee on Military Affairs, on petition of H. W. Robinson and others, reported

a bill to authorize the town of North Bridgewater to pay bounties to re-enlisted volunteers upon the quota of said town.

Severally read, and ordered to a second reading.

*Papers from the Senate.*

**Bills :**

Explanatory of an act to levy taxes on certain insurance companies ;

To incorporate the Penobscot Steamship Company ;

To incorporate the Catholic Lyceum Association, (being a new draft of House bill to incorporate the Catholic Lyceum ;)

Taxes on certain Insurance Co's.  
Penobscot Steamship Co.  
Catholic Lyceum Ass'n.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill to further amend the act incorporating the Howard Benevolent Society, passed to be engrossed in concurrence by the Senate with amendments, came down, and was referred to the committee on the Judiciary.

Howard Benevolent Society.

Report, leave to withdraw, on petition of the selectmen of Hancock, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Town of Hancock and income of school fund.

In concurrence, the committee on the subject of the auditing of the accounts of the county officers, was discharged from the further consideration of the petition of Richard T. Dodge, and the petition was referred to the special committee of the House on the subject of the doings of the county commissioners of Essex County.

County commissioners of Essex.

Notice was received from the Senate of the rejection of House bill concerning juvenile offenders in Worcester County.

Juvenile offenders in Worcester County.

Mr. Williams of Lowell moved a reconsideration of the vote by which the bill in relation to the taxation of deposits in savings banks was yesterday passed to be engrossed,

Taxation of deposits in savings banks.

And on his motion, the yeas and nays were ordered.

And the roll being called, there were sixty-two yeas and one hundred and twenty-nine nays.

And the motion to reconsider was rejected.

The yeas and nays were as follows :

**YEAS.**

Messrs. E. Watson Arnold,  
Henry Bassett,  
Charles H. Blanchard,  
Charles Bradley,  
Oliver H. P. Brown,

Messrs. John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Patrick A. Collins,



Messrs. Benjamin F. Cook,  
 Thomas Cunningham,  
 Jeremy B. Dennett,  
 Thomas J. Fay,  
 Dudley Foster,  
 James B. Francis,  
 Samuel Freeman,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Gargan,  
 Levi S. Gould,  
 Samuel H. Gould,  
 Josiah S. Hammond,  
 David D. Hart,  
 George W. Heywood,  
 William Howland,  
 J. R. Huntington,  
 William W. Kellogg,  
 Dexter S. King,  
 Joseph Leavitt,  
 James L. Locke,  
 Murdock Matheson,  
 John McDuffie,  
 William McFarlin,  
 Edwin Mudge,  
 George H. Peirson,

Messrs. Joseph Ross,  
 Edward H. R. Ruggles,  
 George Sanford,  
 Wm. Seaver, of Roxbury,  
 William Sherburne,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Oliver W. Smith,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John K. Tarbox,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Jacob P. Towne,  
 Thomas S. Waters,  
 John A. Wiley,  
 Benjamin J. Williams,  
 J. W. F. Willson,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth,  
 Charles W. Worcester,  
 P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
 Rufus Adams,  
 George E. Allen,  
 Samuel Appleton,  
 William F. Arnold,  
 William Barker, Jr.,  
 P. A. Beaman,  
 Hugh R. Bean,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 Willard Blackinton,  
 Morton V. Bonney,  
 George E. Bridges,  
 Ralph S. Brown,  
 William B. Brown,  
 Thomas H. Carruth,  
 Jonas A. Champney,  
 Philo Chapin,  
 Charles W. Chase,  
 Heman B. Chase,  
 Henry M. Clarke,  
 Joseph W. Cornell,

Messrs. Orlando B. Crane,  
 Alanson Crittenden,  
 David Cushing, 2d,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Silas Dunton,  
 Moses Farnum,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 John D. Flagg,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Josiah O. Friend,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 J. Otis Hale,  
 Abraham G. Hart,

Messrs. Tilly Haynes,  
 Charles A. Hewins,  
 Noble H. Hill,  
 Alvah Holway,  
 Daniel Howard,  
 Solomon H. Howe,  
 John A. Hughes,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 Lewis S. Judd,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 John Lee,  
 John Livermore,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 John Manson,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Henry Newton,  
 Weaver Osborn,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Porter,  
 George W. Potter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,

Messrs. Henry S. Ranney,  
 William H. Reynard,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Otis T. Ruggles,  
 John Runey,  
 William R. Sessions,  
 Charles L. Shaw,  
 Henry Shortle,  
 John J. Smith,  
 Edwin N. Snow,  
 Isaac H. Stearns,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 S. K. Towle,  
 George E. Towne,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Lory S. Watson,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 William Whiting,  
 Charles W. Wilder,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 J. H. Wood.

Yeas, 62; Nays, 129.

#### ABSENT OR NOT VOTING.

Messrs. John Quincy Adams,  
 John H. Bangs,  
 Irving Bates,

Messrs. William G. Bates,  
 John C. Blasdel,  
 Albert Blood,

Messrs. Ezra P. Brownell,	Messrs. James F. Mansfield,
James Capen,	Isaac H. Meserve,
Linus M. Child,	William Mixter,
Henry H. Cook,	Nathaniel C. Nash,
Lament B. Corbin,	John P. Ordway
George P. Cox,	Dan Packard,
Seth Crowell,	George Phipps,
Francis E. Cushing,	Caleb Rand,
Leander S. Daniels,	Alvah Raymond, Jr.,
Ezra H. Flagg,	Wm. Seaver, of Ashland,
James T. Ford,	John Severson,
James A. Fox,	Hiram S. Shurtleff,
Josiah Gates,	Henry Souther,
Joseph H. Hathaway,	Hubbard W. Tilton,
James A. Hervey,	Charles R. Train,
Charles Heywood,	A. G. Walker,
George M. Hobbs,	Royal S. Warren,
Anson P. Hooker,	Sydney F. Whitehouse,
Harvey Jewell, (Speaker,) ,	Daniel H. Whitney,
William D. Jones,	Charles Wing,
Roger H. Leavitt,	Wm. H. P. Wright.
Job M. Leonard,	

**Bills passed.****Engrossed bills :**

Authorizing the Waltham and Newton Street Railway Company to reduce the amount of its capital stock ;

To incorporate the Boston Musicians' Relief Fund Society ;

To incorporate the First National Fire Insurance Company of Worcester ;

In relation to the overseers of the poor of the city of Boston ;

Providing for the payment of the salary of the assistant-clerk of the Municipal Court of the city of Boston for civil business ;

Concerning sidewalks in the city of Lawrence ;

Extending the time for the construction of the Brookline and Back Bay Street Railway Company, and for other purposes ;

(Which severally originated in the House of Representatives ;)

To incorporate the Wakefield, Melrose and Malden Railroad Company ;

To incorporate the town of Hyde Park ;

To increase the capital stock of the Naumkeag Steam Cotton Company ;

To incorporate the Rollstone Congregational Society ;

To incorporate the Noyantum Horse Railroad Company ;

To authorize Malachi Clark to drive piles in Fort Point Channel in Boston Harbor ;

To incorporate the Westfield Street Railway Company ;

To amend the charter of the Boston Children's Aid Society ;

To authorize the town of Truro to construct a dike ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves :

In favor of Lo A. N. Peabody ;

In favor of Dora S. Foster ;

(Which severally originated in the House of Representatives ;)

In favor of the New England Hospital for Women and Children ;

(Which originated in the Senate ;)

Were severally passed and signed, and sent to the Senate.

On motion of Mr. Walker of Springfield, the bill making additional appropriations for expenses of the state almshouses, &c., was taken from the table, and read and amended and ordered to a third reading.

Appropriation bill.

Bill to regulate the hours of labor in this Commonwealth, specially assigned, was called up and considered, and then postponed and specially assigned for 2½ o'clock, to-morrow.

Hours of labor.

On motion of Mr. Dana of Cambridge, the resolve in favor of Stephen I. Newman was discharged from the orders of the day and considered, the question being on the appeal from the decision of the Chair, that the resolve was a money bill within the meaning of the constitution, and that having originated in the Senate, it cannot be considered in the House.

Stephen I. Newman.

The Speaker read the following decision :—

The Resolve now in question, a Resolve granting a sum of money, having come from the Senate, in which body it originated, Mr. Dana, of Cambridge, raises a question of order, that the same cannot be entertained because it is a "money bill," which, under the Constitution, cannot originate there, Article VII., Section III. of Chapter I. of the Constitution, providing that "All money bills shall originate in the House of Representatives."

Money bills decision of the Speaker

The question being so raised, the Chair, in accordance with his sense of duty, decided that the point of order was well taken, and ruled that the Resolve in question was a money bill within the meaning of this provision of the con-

Money bills. stitution, and that as it did not originate in this body it would be contrary to the constitution and to order for the House to proceed with its consideration.

The Chair desired, however, that the question raised should be put in such form that the deliberate judgment of the House might be taken upon it, and hoped that an appeal might be taken in order that that end might be attained.

The gentleman from Boston, Mr. Wilder, thereupon, while declaring that he did not disagree to the decision of the Chair, took the appeal which is now pending and to be decided.

A preliminary question presents itself. Is this a question of order?

This point was fully considered by my immediate predecessor in this place, in giving his opinion upon the same question at the session of 1866. The question of order then was, is the bill under consideration a "money bill?" The decision may be found at pages 436-7-8 of the journal of the House, for the year 1866.

Mr. Speaker Stone, p. 437, says:—

"The Chair has previously, during the present session, decided in regard to several bills which originated in the Senate, that they were 'money bills' within the meaning of this provision of the constitution, and that, therefore, their consideration by the House was not in order. These decisions have been acquiesced in as the judgment of the House.

"Rule two of the House provides that the Speaker 'shall decide all questions of order, subject to an appeal to the House regularly seconded.' Whether the bill is before the House in accordance with the constitution is eminently a question of order which ought to be decided promptly before the valuable time of the House shall be wasted in a discussion which will be useless if the constitutional objection to its origination be well founded. Therefore, the Speaker would be justly chargeable with culpably refusing to perform his duty under the plain requirement of the rule if he were to avoid deciding the question which has been raised.

"The House is governed in its proceedings by its own rules and orders, the common parliamentary law, and by the provisions of the constitution and laws in whatever respects applicable. Where the paramount authority of the constitution has given direction for its proceedings, it would be a work of supererogation for the House to repeat the direction by its rules. A proceeding in conflict with the constitution would be disorderly in the highest degree, and the obligation to check it is therefore greater than in case of a violation of a law of inferior authority. The presiding officer, as a member of the House, took the oath to support the constitution and laws of the Commonwealth; and was not absolved from any of the obligations of

this oath by accepting the office and duties of the Chair. As a Money bills. member of the House, he is, like every other member, bound by his oath to see that the directions of the constitution are not infringed by his negligent assent; and as presiding officer he is especially enjoined by the rule of the House to preserve the 'decorum and order' of the House from being violated by unconstitutional as well as any other disorderly proceedings."

The Chair now entirely concurs with the opinions above expressed by his predecessor. During the present session a similar point of order has been raised, whether a motion to adjourn over more than two days could be entertained, the constitution prohibiting an adjournment longer than that period, and the Chair ruled that such a motion could not be entertained or put by the Chair.

So far as the Chair is aware, the right of the House to originate all money bills, of every kind, has been discussed in two cases only by the Senate.

The first case is an opinion of Mr. President Upham of the Senate, in 1857, which will be found in the Debates and Proceedings of that session printed by Charles Hale, p. 163.

The second is the report of a special committee of the Senate in 1866, which may be found in Senate Documents of that year, No. 292.

In that year, 1866, a bill had been introduced into the Senate which provided for loaning the credit of the Commonwealth to the European and North American Railway. This bill passed to be engrossed, and was sent to the House. This bill was not a revenue bill, but was a bill providing for a loan of the credit of the State, and of the same class as the Resolve now under special consideration. This bill being received in the House May 11, 1866, the House journal, p. 394, says, "Having examined the bill, the Speaker said he thought it a money bill within the meaning of Article VII., Section III., Chapter I. of the constitution, and that the Senate had no right to originate such a bill," and thereupon, on motion of Mr. Baker, of Beverly, the bill was laid upon the table, from which it was never taken.

A new bill of the same tenor was shortly after introduced in the House, referred to the committee on Railways, and subsequently reported to the House, which was, after long discussion, rejected.

After this, a second Senate bill on the same subject came down to the House, and objection being made, was rejected. (See House Journal, p. 446.)

**Money bills.**

An examination of Senate Document No. 292 of 1866, and of the ruling of Mr. Speaker Stone, before referred to, will show that the respective constitutional rights of the two houses were then under discussion, but as the ruling of the Speaker of May 11, (p. 394 of House journal,) was acquiesced in by the House, and no appeal taken, there was no statement made on behalf of the House on the question afterwards discussed by the committee of the Senate.

This Committee, after examining the history of the growth of the power of the House of Commons in regard to money bills, say, p. 5:—

“But while it would seem from the facts which have been recited, that ‘money bills’ comprised both bills for raising and for appropriating the revenue, and may have been so intended when the expression was inserted in the constitution, the Committee are of opinion, upon examination of the limited range of authorities which throw light upon the construction put upon the article shortly after its adoption, as well as of the subsequent course of legislation, that as from the outset our legislature inaugurated the policy of passing separate and distinct bills for raising and for appropriating the revenue, so they confined the application of the term ‘money bills’ to ‘bills for raising revenue’ alone.

“To this point the Committee cite from a decision given by the President of the Senate in 1857, (Hale’s Debates and Proceedings of the Massachusetts Legislature, page 163,) where, after expressing the opinion that the term ‘bills for raising revenue’ in the United States constitution, (Article I., Section VII.) and ‘money bills’ in our constitution, mean the same thing, he says: ‘It appears by the Madison papers, (page 1531, volume 3,) that the federal convention had the Massachusetts Constitution before them at the time, and copied, by a vote to that effect, the seventh article from it.’

As the Chair will hereafter carefully examine the proceedings of the Federal Convention, and demonstrate that the assumption of Mr. President Upham that that convention intended to adopt the provision of the Massachusetts constitution now in question is without foundation, it is enough now to say, that the assertion in the last sentence quoted above from the committee’s report, that Article VII. of the United States constitution is shown to have been copied from the Massachusetts constitution by the Madison Papers, is also without foundation, as the passage cited says the power given to the Senate of the United States to *amend such bills*, was copied from our constitution. (P. 1531, Madison Papers.)

The question of the respective powers of the two branches being fairly raised, and being one of so much importance,

the Chair must beg the indulgence of the House if a full Money bills.  
examination of the clause to be construed is now made.

The real question is, what was understood by the term money bill at the time of the adoption of our constitution, in 1780?

To determine this, we must consult the history and writings of the times.

There is no doubt that this clause of our constitution was intended to be an application to our fundamental law of that part of the British Constitution which gave to the House of Commons the exclusive right to originate all bills which imposed burdens upon the people or disposed of the funds which had been raised and placed in the treasury.

From very early times there were constant struggles between the Lords and Commons, in which the Commons asserted their right to originate all grants of moneys.

For three centuries prior to the revolution of 1668, the right of the Commons to originate all such grants had been asserted and maintained; but up to 1671, the Lords had claimed the right to amend such bills like all others. In this year, (1671,) the Commons advanced their claim still further, by resolving unanimously "That in all aids given to the King by the Commons, the rate or tax ought not to be altered by the Lords."

3 Hatsell's Prec. 88.

In the year 1678, a very bitter contest arose, the final result of which fixed the right of the Commons as it has ever since been maintained. The whole proceeding will be found in the Parliamentary History, 23 vol., Commons Debates.

A bill granting money had passed in the Commons, which was amended by the Lords. The Commons objected that the Lords had no right of amendment. Committees of conference were appointed.

July 1. It was ordered by the Commons that the members of the committee appointed to confer with the Lords "should prepare and draw up a statement of the rights of the Commons in granting money."

July 3. "It was resolved that all aids and grants to his majesty in parliament are the sole gift of the Commons, and all bills for the granting of any such aids and supplies ought to begin with the Commons, and that it is the undoubted and sole right of the Commons to direct, limit and appoint in such bills the *ends, purposes, considerations, limitations and qualifications* of such grants, which ought not to be changed or altered by the House of Lords."



## Money bills.

"On the 8th, the grand *money bill* passed for granting a supply to his majesty for £619,388 11 9."

The title of the Act was, "An Act for granting a supply to his majesty of £619,388 11 9, for disbanding the army and other uses therein mentioned."

23 vol. Commons Debates, 290.

3 Hatsell's Prec. 90.

1 Todd's Parl. Govt. 458.

May, the standard writer upon English parliamentary law, affirms that it is upon this resolution of July, 1678, that all proceedings of the House in matters of supply are founded.

May's Parl. Prac. 536.

It will be seen that the particular bill out of which this final assertion of the rights of the Commons grew, and upon the determination of which their prerogative has for two centuries stood, was a bill granting money to pay off the "army, and other uses therein mentioned." A grant of money to various uses.

This power of the Commons, it will be seen, included both the raising and the disposing or appropriating of money, for the resolution above cited asserts the sole right of the Commons to direct and limit the "*ends and purposes* of such grants."

It must be understood that in those earlier days the practice was to *raise* and *appropriate* the money by the same bill, and this practice is recognized in this resolution, for it refers to the "*ends, purposes, considerations, conditions, limitations and qualifications* of such grants."

In later days the practice was introduced which now prevails, both in England and this country, of raising money by one bill and of appropriating it by another; or others. But the revenue bills and the bills of supply, or appropriation bills have from that day to this all alike originated in the Commons, and been sent to the Lords for their adoption or rejection, without alteration or amendment.

It is quite essential to a proper understanding of the meaning to be given to the phrase "*bills of supply*," to remember that by an order of the Commons, passed February, 1667, and ever since continued in force, a committee of the whole house was appointed to consider of the supplies to be granted to the crown. And by another standing order, passed December 11, 1706, no petition for a grant of money can be received except it be recommended by the crown, "*and*," says Hatsell, 3 vol., p. 142, "the uniform practice of this House has applied this order not only to petitions for public money, or for money relating to the public service,

but to all motions for grants of money whether the grounds of such application have been public or private. See note to 3 Hatsell, p. 142. Money bills.

"It arises out of the nature and appointment of this committee," says Hatsell, 3 vol., 143, "which is 'to consider of the supply granted to his majesty,' that the form of all its resolutions, though they *are for mere private purposes*, is by way of grant to the crown, to be applied by the crown to the ends specified in the resolution."

Hatsell, 3 vol., p. 116, says: "On the 8th of March, 1696, a message is ordered to be sent to the Lords, to put them in mind that the bill entitled 'An Act for encouraging the bringing in of wrought plate to be coined,' does belong to this House to present to the throne, and to desire it may be sent down to this House. But there is an entry immediately following, 'that the bill being brought by the clerk of the House of Lords to the clerk of this House, *as bills relating to money usually are*, the message was not sent.'"

It will be observed that in this entry in the Commons journal in the year 1696, these bills are characterized as "*bills relating to money*."

This is the earliest use which the Chair has found of the term *bills relating to money* as characterizing all the bills covered by the privilege of the House of Commons, and this is in the Commons journal of 1696. In 1699, the Commons having improperly tacked a provision of a totally different nature to a bill of supply to insure its passage by the Lords, the Lords made answer that "the joining together in a *money* bill things totally foreign, etc., is wholly destructive of the freedom of debates," etc., \* \* "for by this means things of the last ill consequence may be brought into *money bills*, and yet neither the Lords or the Crown be able to give their negative to them without hazarding the public peace and security." (3 Hatsell, 163.)

The earliest work on the subject which the Chair has been able to consult is "The Britannic Constitution, or the Fundamental Form of the Government in Britain," by Roger Acherly, published in London, 1727.

He says, (p. 398,) "In 1640 the king, after twelve years recess of parliament, summoned one, and after seven days' session, and no steps taken towards granting supplies, the king went to the Lords and prevailed with them to ask a conference with the Commons, to move them to grant supplies."

"By this intermeddling of the Lords the whole temper of the Commons was much shaken, forasmuch as they asserted

**Money bills.** that by the undoubted fundamental right of the Commons in parliament all supplies ought to have their rise and progress and whole modelling in this House.

“The Commons also insisted that *money bills* after they had passed their House, and were consented to by the Lords, ought to be re-delivered back to the Commons and by their Speaker presented to the king as their free gift and donation.”

It will thus be seen that those bills which were called in the resolution of the House of Commons “*bills relating to money*,” in 1690, are called by this author in 1727 “*money bills*.”

In 1678 the bill in question was called on the journal the *grand money bill*.

In 1690 such bills are called in the resolution of the House “*bills relating to money*,” in 1699 by the Lords they are called *money bills*, and this writer in 1727 calls them *money bills*.

Numerous instances may be found in Hatsell's Precedents, 3 vol., pp. 82 to 112, of the claim of the Commons to the right to originate this class of bills. One may be found on the ninety-ninth page, where the Commons object to an amendment made by the Lords, because it is a “*disposition of the public money*,” and to another because it was an “*alteration of the Commons disposition of public money*.”

What rights were claimed by the Commons and allowed by the Lords may be found summed up by Hatsell, in his third volume, pages 104 to 112.

On page 109 he refers to the resolution passed by the Commons in 1678, and cites it as a true exposition of the prerogative of that body.

Hatsell is the highest authority upon matters of parliamentary law; and as we are now seeking to know what was the privilege or prerogative of the Commons at the time when our constitution was framed—1779–80—it is to be observed that his work was written in 1784 and published in 1786, and so his is a contemporary authority on this subject.

On page 110, he says:—

“From the beginning of the present century, (he wrote in 1784) a period of above fourscore years, the claims of the House of Commons to their rights and privileges in matters of supply have been seldom or but faintly controverted by the Lords. The rules which they have from time to time laid down to be observed in bills of aid or in bills imposing charges and burdens upon the people, have been very generally acquiesced in, and the practice of both houses of parliament has been uniformly adapted to these rules. It may per-

haps be difficult to express with precision and correctness the doctrine that is to be collected out of these precedents, but as far as my observation has gone I think the following propositions contain pretty nearly everything which has at any time been claimed by the Commons upon this subject. Money bills.

"First, That in bills of aid and supply, as the Lords cannot begin them, so they cannot make any alterations either as to the quantum of the rate or the disposition of it—or indeed any amendment whatsoever except in correcting verbal and literal mistakes; and even these the House of Commons direct to be entered specially in their journals, that the nature of the amendments may appear, and that no argument prejudicial to their privileges may be hereafter drawn from their having agreed to such amendments.

"Secondly, That in bills which are not for the special grant of supply, but which however impose burthens on the people, such as bills for turnpike roads, &c., \* \* \* for which tolls and rates must be collected, in these though the Lords may make amendments, these amendments must not make any alteration in the quantum of the toll or rate, or in the disposition or duration of it, or in the persons, commissioners or collectors appointed to manage it." \* \*

The Chair refers to the whole passage.

What bills of supply were may be seen in 3 Hatsell, 113, *et seq.*

All bills which it was the prerogative of the House of Commons to originate, it was also the right of that house to present, in the person of their Speaker, to the Crown for signature—and these are called collectively *money bills*.

See also 3 Hatsell Prec., 116, *et seq.*

The common phrase used was bills of aid or supply, because all money bills were to be first considered in a committee of the whole, called the committee of supply.

That bills of supply included bills which granted money, will be seen in 3 Hatsell, 122, in the resolution passed March 29, 1707, "That this house will not proceed upon any petition, motion or bill for granting any money, &c., but in committee of the whole house, and that the same be declared to be a standing order of the house."

The chapter in Hatsell on the rules of the house, in matters of supply, is full of examples.

It must be remembered that in the theory of the English constitution, every grant is made to the Crown, but to be applied by the Crown to specific purposes.

March 17, 1748, a message was received from the Crown asking for a supply to discharge part of a sum due to and claimed by the empress queen of Hungary.

3 Hatsell, 124.

**Money bills.** The right of the Commons is described by Hatsell, as "the sole right of granting away the money of their fellow subjects."

3 Hatsell, 142.

The history of the growth of the power of the Commons may be found in all the constitutional histories of England.

May's Cons. Hist. vol. 1, 440, *et seq.*, vol. 2, 520.

What are money bills under the English law, as understood by English writers may be further seen in May's Parl. Practice, 529, *et seq.*, and especially at pp. 536, 537.

Cox's British Commonwealth, p. 104 says: The House not only originates all *money bills*, but will not assent to any amendment of them by the Lords.

The fact that all historians have referred to the prerogative of the Commons, as having reference to money bills, seems entirely conclusive of the extent of the meaning of those words.

Hallam in his Constitutional History of England, vol. 1, 376 (edition in State library,) referring to the action of the House of Commons, at the end of the 16th century, says: "But the House were now so much awakened to the *privilege of originating money bills*."

In vol. 3, pp. 37, 38, *et seq.*, the same author proceeds to discuss the "question of the exclusive right of the Commons to originate money bills." He here says another difference between the two houses had arisen, "this concerned the long agitated question of the right of the Lords to make alterations in *money bills*."

Brodie, in his History of the British Empire, vol. 1, p. 7, says of the Commons that "they not rarely inserted a clause into their *money bills* that the grant should not be drawn into a precedent, &c."

The Chair has been favored by the gentleman from Springfield, the chairman of the Committee on Finance, with the opportunity to examine the latest and probably best work now extant, a treatise by Alpheus Todd on Parliamentary Government in England, its origin, development and practical operation, published in London in 1867.\*

He says, vol. 1, p. 525: "We will now proceed to consider the subject of *money bills*, which are of three kinds, viz.: tax bills, bills of supply, and bills of appropriation."

As there has been no change in the English constitution, and no enlargement or limitation of the prerogative of the House of Commons within the last century, this statement

\* This work may be found in the library of the Athenæum.

of what money bills include may be taken to be a definition of the classes of bills which now are, and for two centuries have been, admitted to be within the peculiar power of the Commons to originate. Money bills.

That *money* bills, under the English law, include bills making grants of money to individuals, may be seen by an examination of the comments of the author of parliamentary government in England upon the Paper Duties Case, so called.

Todd's Parl. Gov't, 460, 461.

Palmer's case, (Todd, 471,) furnishes an example precisely parallel to the case now under consideration. Palmer had been an actor, but having conceived the idea of a plan of improving the postal system of England, he explained it to Mr. Pitt, who, approving of it, appointed him comptroller of the post-office, with power to carry into effect his reforms. The success was so great that government agreed to pay him two and one-half per cent. of a certain part of the net gains his system should bring to the treasury during his life, which would have amounted to ten thousand pounds a year. Being at length insubordinate, he was removed from office and three thousand pounds a year given him.

In 1807, he petitioned parliament for redress. The government were opposed to his claim, but allowed the petition to be presented, and in order to permit the House of Lords to consider the question, disconnected from all others, a separate bill was introduced for payment of the arrears due to him, which passed the Commons but was rejected in the Lords.

The same course was pursued year by year until, at length, in 1811 or 1812, Palmer received fifty thousand pounds as a compromise of his claim for arrears. This case is entirely analogous to the class of bills now under consideration, and shows that, under the English system, private bills granting money are recognized as within the privilege of the House.

Cushing, made our standard of parliamentary practice, says, § 2304, "The term money bills, as used in the constitution of New Hampshire and Massachusetts, is broad enough to include both the raising and appropriation of money."

He says, § 2361, "Money bills or bills for the expenditure of the public money, can only originate in the House of Commons;" and § 2369, he says, "Money bills, that is, those which grant a supply or make an appropriation of money for the purposes of government, do not, when agreed to by the Lords, remain in their custody to receive the royal assent in the ordinary manner, but are returned informally to the

**Money bills.** Speaker of the House of Commons, to be presented by him in person."

That the phrase *money bills* included not only those which raised but those which granted money, as well understood at the period of our revolution, seems, to the Chair, to be beyond question.

Did they have one signification in England and another in the colonies? If so, it is for the objectors to show.

The Chair has found no evidence of it, but everything to the contrary. Indeed, after making as careful an investigation as has been possible, examining every accessible writer on constitutional or parliamentary law, the Chair has been unable to find any historical or parliamentary authority which tends to exclude bills granting money from the class of money bills.

Indeed, the Report of the Committee of the Senate in 1866, before cited, admits the fact to have been as now claimed by the Chair.

How sternly the House of Commons, at the time of our revolution, resented any encroachment upon their prerogative, may be seen in Parl. Hist., vol. 17, pp. 512-515, where it appears that so late as 1772 the Lords having amended a money clause in the Corn Bill, Governor Pownall moved that the bill be rejected, which motion being seconded, the Speaker said "that he would do his part of the business and toss the bill over the table."

The bill was rejected, and the Speaker, according to his promise, threw it over the table, "several members on both sides of the question kicking it as they went out."

May's Parl. Pr., 461.

No persons in the British Empire knew better than our ancestors the constitutional and parliamentary history of England; none had followed more closely than they the progress of the contest between the Crown and the Commons. In all cases they had followed the fortunes of the Commons—they knew their prerogatives. Especially during the years immediately preceding the revolution they had scrutinized and examined every part of the British constitution, and knew as well as any, perhaps better than any, all those parts of it which secured the rights of the people or their immediate representatives.

Did they not know the signification of the words "money bills?"

If we trace the history of our constitution, we shall find that its framers used the language they did in regard to the subject now under examination, in the same sense

in which it was used by the parliamentarians and historians of England at the time. Money bills.

The convention which framed the Massachusetts Constitution met at Cambridge, September 1st, 1779. September 4th they appointed a large committee to draft a declaration of rights and frame of government. When it is said that John Adams, Sam. Adams, James Bowdoin and John Lowell, of Suffolk County, and Theophilus Parsons, of Essex, were members, it will appear that the best men of the State, and such as knew English history and English law and the prerogatives of parliament, composed the committee. After three days spent by the convention in general conversation on the subject, they took a recess of three weeks to enable the committee to prepare their draft.

A sub-committee, consisting of Mr. Bowdoin, Sam. Adams and John Adams, was appointed, and John Adams, for the sub-committee, made the draft. That these gentlemen, as well as any others, knew the meaning of the terms they used, need not now be asserted. On the 28th, this committee made its report of a constitution or form of government, which the convention then proceeded to consider; which will be found in the Journal of the Convention of 1779-80, p. 191.

Article VII., Chapter I., Section III., the clause now under consideration, was reported exactly as it now stands, and it does not appear that any attempt was made in the convention to change or modify it.

What did they mean by money bills? Did they not mean all bills which had reference to money and involved the disposal of money? It is to be remembered that this was nearly ten years before the United States constitution was framed. The phrase *revenue bills*, or *bills for raising revenues*, had not then appeared. How it did appear will be fully shown hereafter.

They knew perfectly well that there were two classes of money bills well known to the English law, both of which must originate in the Commons. This is placed beyond a doubt by authentic records.

In the year 1778, the legislature of the Province had prepared a constitution to be submitted to the people.

This constitution may be found at the end of the Journal of the Convention of 1779-80, and also in the appendix of Bradford's History of Massachusetts, and an examination of it will elucidate and explain many things in our present constitution.



Money bills.

That instrument contains the following provisions in regard to the subject now under consideration:—(See Bradford, 471.)

ART. XIV. "The senate and house of representatives shall be two separate and distinct bodies, each to appoint its own officers, and settle its own rules of proceedings; and each shall have an equal right to originate or reject any bill, resolve or order, or to propose any amendments to the same, excepting bills and resolves *levying* or *granting* money or other property of the State, which shall originate in the house of representatives only, and be concurred or non-concurred in whole by the senate."

This provision, it will be seen, is a very exact reproduction of the rights of the House of Commons and of the limitation of the power of the Lords. The term money bills is here distributed into its two classes—bills *levying* and *granting money*—and both are included. That both these classes were then known and treated as money bills, will clearly appear from the commentaries made upon this proposed constitution.

It was severely attacked, and in the county of Essex, particularly, where a convention of delegates from the several towns was holden at Ipswich, which concluded its sessions April 29, 1778. It took into consideration the proposed constitution; a committee, of which Theophilus Parsons, afterwards chief justice, was a member, prepared a report which the convention accepted, opposing the adoption of the proposed constitution. Judge Parsons wrote this report, which is commonly known as the "Essex result," and will be found in the appendix of his life, written by his son.

This "result" criticized severely, and, as the event proved, effectually, the new constitution, and contributed much to its subsequent rejection.

But no criticism or objection is made to the fourteenth article which has been cited. On the contrary, the author, Mr. Parsons, alludes in two instances to the importance of giving the right to originate "*money bills*" to the House of Representatives.

He says, "Each branch hath a negative upon the other—and either branch may originate any bill or propose any amendment except a *money bill*, which should be concurred or non-concurred in by the Senate as a whole." In this passage he evidently has given his construction of the language of the instrument then under his examination, and treats the phrase *money bills* as an equivalent to the two classes of bills called "bills and resolves levying and granting money," &c. This eminent man was, as has been said, a member of

the convention of 1779, and one of the committee which <sup>Money bills.</sup> made the draft of our present constitution.

The article which that committee reported, and which was adopted without change, is evidently a condensation of the words in the rejected constitution, "*bills and resolves levying and granting money*," into the equivalent phrase money bills, a well-known classification, as has been seen, both in the language of history and in the proceedings of parliament itself.

That the same comprehensive meaning was given to the term *money bills* by the members of the convention which framed the United States constitution, eight years later, in 1787, will be more fully seen hereafter.

We have, therefore, to aid us in coming to a correct decision of this question,—

1st. The natural import of the words *money bills*. Are not bills which dispose of money by grant, as much money bills as those which raise it by tax or excise? Both alike relate to money.

2d. The use of the term *money bills*, in parliamentary proceedings and in parliamentary and historical writers from the earliest times—certainly through the whole of the seventeenth and eighteenth centuries—as descriptive of those bills which it was the prerogative of the Commons to originate, and which the Lords might accept or reject, but which they could not amend.

3d. The contemporaneous use of the same words in the same sense in this State by our own public writers, in treating of a constitution to be adopted, harmonizing entirely with the natural import of the words, the use of the same words in England at the time, and with the well-known prerogatives of the House of Commons, whose contests for the rights of the people against the Crown and the Lords our fathers had so closely watched and in which they were so deeply interested.

Can any doubt remain as to the signification of the words *money bills*?

The Chair can entertain none.

It now remains for the Chair to examine the report of the Senate committee of 1866, and the opinion of Mr. President Upham in 1857. The conclusions of the committee, it will be seen, are entirely based upon the opinion of the former president. His opinion, in brief, was that the provision of our constitution and the analogous provision in the constitution of the United States, were the same in signification. Article I., Section VII., of the United States constitution is

Money bills. as follows: "All *bills for raising revenues* shall originate in the House of Representatives, but the Senate may propose or concur with amendments as on other bills."

Mr. President Upham was of the opinion that the words "*bills for raising revenues*," were intended to mean the same thing as the words money bills in our constitution, and he gives his reasons for that opinion in his decision. If his reasons are shown to be without foundation in fact, his conclusions fail, and with them also the conclusions of the Committee of 1866. It is obvious that the Committee did not examine the historical question themselves, and it will be equally obvious to any one who shall carefully trace the history of this clause in the United States constitution, that the conclusions to which Mr. Upham arrived have not a sufficient foundation.

A close examination of the history of this clause as it may be clearly traced in the second and third volumes of the Madison Papers, and in the fifth volume or supplement to Elliott's Debates, will clearly demonstrate that the convention which framed the United States constitution intended to give to the House of Representatives of the United States the exclusive right to originate only one of the two well-known classes of money bills.

The second and third volumes of the Madison Papers, and the supplement, 5 vol. of Elliot's Debates, contain Mr. Madison's notes of the proceedings and debates of the Federal Convention.

It appears from Elliott's Debates, vol. 5, p. 129 and note to p. 579, that on the 29th of May, 1787, Mr. Pinckney, of South Carolina, laid before the convention, a draft of a plan of a Federal Constitution, which contained this provision: "*All money bills of every kind* shall originate in the House of Delegates, and shall not be altered in the Senate." This draft was referred to the committee of the whole appointed to consider the state of the American Union.

5 Elliott's Deb. 132.

June 13th, the subject came up on a motion of Mr. Gerry, of this State, who moved "to restrain the Senate from the origination of money bills."

2 Madison Papers, 858.

5 Elliott's Deb. 188.

As he was a Massachusetts man, he doubtless used the phrase as it stood in our constitution.

The same day, the journal continues, "On the question of excepting money bills as proposed by Mr. Gerry," ayes, 3, noes, 7. So the proposition was rejected.

In the subsequent proceedings of the convention, a difficulty was soon developed—the small States insisting that they should have an equal vote in the Senate under the proposed constitution. This was resisted by the large States. This question raised perhaps the most serious difficulty experienced in framing the new government. Money bills

The large States insisted that some countervailing power should be given to them in the other or popular branch, and the right of originating all money bills was therefore claimed for the lower house, in which their power would preponderate.

This contest culminated in the latter part of June and first part of July, and all hopes of an accommodation seem to have been deemed desperate.

On Monday, July 2, (Madison Papers, 1023,) all subjects of difference were referred to a committee of one from each State, Mr. Gerry being the member from Massachusetts.

Thursday, July 5, (Madison Papers, 1024,) they delivered in their report, in which they give each State an equal vote in the second branch, and provide "that all bills for *raising* or *appropriating* money, and for fixing the salaries of officers of the government of the United States, shall originate in the first branch and shall not be altered or amended by the second branch."

This it will be seen was an exact transcript of the rights of the House of Commons.

Mr. Madison calls this "the clause relating to *money bills*," p. 1040, and it is all along discussed as the "clause relating to *money bills*," pp. 1043, 1048.

July 16, pp. 1107-8, the convention adopted the two provisions together,—equality of votes to States in the second branch; money bills to originate in the first,—as propositions to be embodied in the new constitution.

The same provisions regarding money bills were reported by the Committee of Detail, pp. 1228, 1229, the language being the same as before quoted, "bills for *raising* or *appropriating* money."

Great opposition was afterwards made to this limitation of the powers of the Senate, as will be seen by an examination of the Madison Papers, pp. 1265, 1268, 1270, 1271, 1272, and the clause was voted down, p. 1267. This vote was reconsidered, p. 1304, and Mr. Randolph then moved that the clause be altered so as to read, "bills for raising money for the *purpose of revenue*, and for appropriating the same, shall originate in the House of Representatives, and shall not be so amended or altered by the Senate as to

Money bills. diminish the sum to be raised, or change the mode of levying it, or the object of its appropriation." (p. 1306.)

It is a little singular, and perhaps significant, that in Mr. Madison's report of the motion made by Mr. Randolph, and of the remarks of Mr. Mason concerning it, the words "purpose of revenue" are printed in italics.

Mr. Mason said in the debate, "This amendment removes all the objections urged against the section as it stood at first. By specifying *purposes of revenue*, it obviated the objection that the section extended to all bills under which money might incidentally arise." (p. 1306.)

The whole clause was, after much debate, rejected. (p. 1316.)

The friends of the clause, however, revived the subject, and proposed the same thing, with a modification giving the Senate the right of amendment. (pp. 1330, 1331.)

A committee to whom the subject was afterwards referred, reported as a compromise of the different views as follows, Sept. 5. (p. 1494.)

"3. Instead of section 12, article 6, say, All bills for raising revenue shall originate in the House of Representatives, and shall be subject to alterations and amendments by the Senate," &c.

Section 12, article 6, will be found, p. 1231, Madison papers, and is, "Each House shall possess the right of originating bills, except in the cases before mentioned," the only exception being section 5, article 4, page 1228,—All bills for raising or appropriating money, &c., shall originate in the House of Representatives, &c. (5 Elliott's Deb., 377, 378.)

It will be seen that this compromise proposition omitted bills for appropriating money which had been included in the previous provisions. That this was a compromise is seen from the remarks of Mr. Morris, of New York. (Mad. Pap., p. 1475, and note to p. 1501.)

This newly reported clause came up for final action September 8, and the first part was adopted; the last clause, giving the Senate the power of amendment, was changed by inserting "the words of the Massachusetts constitution on the same subject, viz., 'but the Senate may propose or concur with amendments, as on other bills.'" (pp. 1530-31.)

It does not appear that the whole clause in the Massachusetts constitution was adopted, as erroneously claimed by Mr. President Upham, but only the proviso regarding the right to amend. Thus this provision was finally adopted.

No one who traces this history can for a moment maintain that the Convention supposed they were adopting the

general provision as to money bills contained in the Massachusetts constitution. There is absolutely nothing on which to rest such an assertion to be found in the whole of the Madison papers, which contain the entire discussion of the question in the various forms it assumed before the Convention. Money bills.

It is clear to the Chair that the phrase *bills for raising revenue* was intended to include, and does include, only one of the two great classes of money bills as understood at the close of the last century.

There are some possible objections to be answered. The fact that similar Resolves have for many years been originated in the Senate, and considered by the House without objection. An answer to this might be found in the fact that all these Resolves have, like this, granted only small sums of money. No general appropriation bill or large appropriation of money has ever, within the knowledge of the Chair, been introduced first in the Senate and acquiesced in by the House.

The fact that from the earliest times till now, all the great grants of money and all the appropriation bills have originated in the House gives a far stronger construction to this provision of the constitution than the class of small Resolves above referred to.

If cotemporaneous usage could be shown, by which it should appear that immediately after the adoption of the constitution and up to the present time the Senate had originated the appropriation bills equally with the House, and without objection on the part of the House, it might affect the view of the Chair as to the construction of the language of the constitution. But so far as known to the Chair no such usage existed or now exists. If it was understood by the framers of the constitution that money bills included only revenue bills and did not include appropriation bills, why should not the Senate have originated them from the first equally with the House?

That such was not the case seems to the Chair to have resulted from an acknowledged construction of this clause of the constitution.

Another possible suggestion is this. That these Resolves do in fact originate in the House. They are reported by a joint committee. Perhaps the petitions or orders on which they are founded were first presented in the House.

There are two clauses of the constitution in which mention is made of the place where bills originated. One is the clause now under consideration, the other is in the provision in regard to the revisal of bills by the governor.

Money bills.

By chap. I., sect. 1, art. 2, all bills enacted must be laid before the governor for his revisal. If he objects to approving them "he shall return the same, together with his objections thereto, in writing, to the Senate or House of Representatives, in whichsoever the same shall have originated," etc. The term origination must have the same signification in both these passages.

To which branch must the governor return? In case an order or petition is first introduced in one branch, and the bill is reported in the other, can he send his veto to either branch at his pleasure?

Take the Wakefield Railroad bill of the present session as an example. The report of the Committee, leave to withdraw, was first made here; in the Senate a bill was substituted, as an amendment to the report, which took its several readings and was sent here and concurred in. Can the governor send a veto of that bill to this body? Clearly not. The veto must be sent to that branch in which a bill or Resolve first appeared as such and took its several readings and passed to be engrossed.

The Chair cannot forbear to call attention to the question whether, if the view of the Chair be correct, any bill or Resolve passed in violation of this provision of the constitution can have the force of law? The question has never been raised in England or in this country, so far as known to the Chair.

Whether, if the House of Commons might waive their privileges when they are fixed by no written constitution, the same right of waiver would exist here where the powers of the different branches are expressly fixed by a written constitution, would present a very grave question.

That the courts have gone behind the formal enactment and royal signature to a bill may be seen in *Pylkington's case*, in the 33d year of Henry VI. (Year Book, 33 Henry VI.)

In this case, *Pylkington* impeached the validity of an Act because the Lords had amended the bill and had not sent the bill back for concurrence of the Commons to the amendment, but the bill had been engrossed including the amendment which had not been concurred in, and in this form the bill received the royal assent.

Ch. J. Fortescue thought the Act valid, but Ch. Baron Illingworth and Mr. Justice Markham were of opinion that if the amendment made the bill vary from the bill which passed the Commons, the Act would be invalid.

Several instances of amendments in similar cases having been made by one house and not concurred in by the other,

and the bills so engrossed and passed and signed by the Crown have occurred in England, in all which it was deemed needful to cure the difficulty by a confirmatory Act.

May, Parl. Pr., 498 to 502.

The Chair has thus laid before the House the original sources of information, and stated, perhaps at too great length, the grounds of the decision which a sense of duty has compelled him to make. Whatever conclusion shall be arrived at by the House itself upon the question, the Chair will acquiesce in most cheerfully, for as was said by Mr. Speaker Lenthall, when the privileges of the House of Commons were invaded in 1641, "I have neither eyes to see, nor tongue to speak in this place but as the House is pleased to direct me, whose servant I am here."

Without taking a vote, the House  
Adjourned.

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WEDNESDAY, April 22, 1868.

Met according to adjournment.

The 25th annual registration report was received from the secretary of the Commonwealth, and laid upon the table.

Registration  
report.

Engrossed bills:

Bills passed

To incorporate the Neptune Woollen Manufacturing Company;

To confirm the organization of the Bayley Hat Company ;\*

For the re-stocking of Ipswich River and its tributaries with fish ;

Concerning the Boston, Hartford and Erie Railroad Company ;

In relation to certain sinking funds of the Commonwealth ;

(Which severally originated in the House of Representatives ;)

To establish an advisory board of women to the Trustees of the State Industrial School for Girls at Lancaster ;

(Which originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Mr. Freeman of New Marlborough presented the remonstrance of Joshua M. Sears and others of Sandisfield, and S. H. Bushnell and others of Sheffield, severally against the

Removal of  
Berkshire  
courts.

\* The vote by which this Bill was rejected in the Senate, (see page 286,) was afterwards reconsidered.



removal of the Berkshire courts. Severally referred to the committee on that subject.

Superior  
court in  
Hampden.

Mr. Lathrop of Huntington, the petition of William G. Bates and others of the Hampden bar, for a change of the October term of the superior court; which was referred to the committee on the Judiciary.

Indexing  
records of  
registries of  
deeds.

Mr. Howland of Lynn, on leave, introduced a bill concerning the indexing of records in the registries of deeds; which was read and referred to the same committee.

Fees of  
clerks of  
criminal  
courts.

Mr. Dana of Cambridge, from the committee on the Judiciary, on an order of March 27 relative to fees of clerks of criminal courts in Suffolk and Essex counties, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Sidewalks in  
cities.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, on an order of March 18, reported a bill concerning sidewalks in cities.

Bridge over  
North River.

Mr. Leavitt of Charlemont, from the committee on Roads and Bridges, on the petition of Edward Y. Perry and others, reported a bill authorizing the county commissioners for the county of Plymouth to lay out a highway and construct a bridge over North River.

Cambridge  
and Brook-  
line Bridge.

Mr. Bullard of Dedham, from the same committee, on the petition of the proprietors of the Cambridge and Brookline bridge, reported a bill authorizing them to convey their bridge and franchise to the city of Cambridge.

Rights of the  
state in tide-  
waters.

Mr. Dana of Cambridge, from the committee on Harbors, reported in a new draft the bill further to protect the rights of the Commonwealth in tide-waters.

Cambridge  
Land and  
Building Co.

Mr. Gould of Melrose, from the committee on Mercantile Affairs, on the petition of John J. Fatal and others, reported a bill to incorporate the Cambridge Land and Building Company.

Severally read and ordered to a second reading.

Taxation of  
national  
banks.

Mr. Morton of Boston, from the committee on the Judiciary, on an order of February 25, reported a resolution in relation to the taxation of shares in the capital stock of national banks.

Salem Turn-  
pike.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, to whom was recommitted the petition of John P. Palmer and others, reported leave to withdraw.

Severally placed in the orders of the day for to-morrow.

And Mr. Leavitt of Charlemont, for himself and Messrs. Fay and Blasdel of the committee on Roads and Bridges, obtained leave to present a minority report on the matter of the petition of John P. Palmer and others, with a bill con-

cerning the Salem Turnpike and Chelsea Bridge and the several toll-bridges in Essex County ; which was ordered to be printed.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolve in favor of the Mount Holyoke Female Seminary, introduced on leave, ought to pass. Ordered to a second reading.

Mr. Child of Boston, on leave, introduced a resolve in favor of H. D. Parker & Company ; which was read and referred to the committee on Finance.

*Papers from the Senate.*

The petition of George T. Bigelow and others, for an appropriation for the Museum of Comparative Zoölogy, was referred in concurrence to the committee on Education.

The remonstrance of George Robbins and others of New Marlborough, against the removal of the Berkshire courts, was referred in concurrence to the committee on that subject.

The remonstrance of H. P. Sturgis and others, against constructing a bridge from Boston to East Boston, was referred in concurrence to the committee on Harbors.

**Bills :**

In relation to the North Andover Mills ;

To incorporate the Martha's Vineyard Camp Meeting Association ;

To change the name of the First Congregational Parish and Society of Orange ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

**Bills :**

In relation to certain personal actions ;

To amend chapter 36 of the acts of 1823, " to incorporate the Penitent Females' Refuge in the city of Boston ; "

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Resolve in aid of the Temporary Asylum for Discharged Female Prisoners at Dedham, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance.

The remonstrance of J. J. Gardner and others of Hancock, against the removal of the Berkshire courts, was referred in concurrence to the committee on that subject.

Mount Holyoke Female Seminary.

H. D. Parker & Co.

Museum of Comparative Zoölogy.

Berkshire courts.

Maverick Bridge.

North Andover Mills.  
Martha's Vineyard Camp Meeting Association.  
First Congregational Parish of Orange

Personal actions.  
Penitent Females' Refuge.

Discharged female prisoners.

Berkshire courts.

Newburyport  
and Ames-  
bury Horse  
Railroad Co.

Mr. Jackman of Newburyport offered a substitute for the bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company; which was ordered to be printed.

Divorce.

On motion of Mr. Bates of Westfield, the rules being suspended, the vote by which the bill in relation to divorce was postponed and specially assigned for to-morrow at 2½ o'clock was reconsidered, and the same was postponed and specially assigned for to-morrow, at 10½ o'clock.

Mansfield &  
Framingham  
Railroad.

The bill to authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad Company, specially assigned, was called up, and was read and ordered to a third reading.

Hours of  
labor.

Bill to regulate the hours of labor in this Commonwealth, specially assigned, was called up. After debate,

On motion of Mr. Stanwood of Roxbury, the previous question was ordered.

Mr. Collins of Boston demanded the yeas and nays, but they were not ordered.

And the bill was then rejected.

*Papers from the Senate.*

Reports:

School com-  
mittee of  
Wrentham.  
Teachers in  
high schools.

Leave to withdraw, on the petition of the school committee and others of Wrentham; and

Inexpedient, on an order of February 21, relative to the employment of female teachers in high schools;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

Bills:

Giving additional powers to the Jamaica Pond Aqueduct Corporation;

Concerning a contract between the Stony Brook Railroad Corporation and the Nashua and Lowell Railroad Corporation;

Fixing the times and places of holding probate courts in the county of Middlesex;

Making additional appropriations for expenses of the state almshouses, the hospital at Rainsford Island, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of state lunatic paupers, and for other purposes;

Were severally read, and passed to be engrossed, and sent up for concurrence.

**Resolves :**

In favor of Nancy Main ;

Authorizing the commissioners of the county of Worcester to borrow money ;

**Bills :**

To incorporate the Catholic Lyceum Association ;

To incorporate the Penobscot Steamship Company ;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on the petition of the town of Hancock, was accepted in concurrence.

**Reports :**

Leave to withdraw, on the petition of Edward S. Goulston and others ;

Inexpedient, on an order relative to the inspection of flour ;

Were severally accepted and sent up for concurrence.

Bill to regulate the sale of patented articles was rejected.

Bill regulating the method of heating and lighting passenger railway cars was considered, the question being on its rejection. The bill having been amended, the question on rejection was decided in the negative, and the bill was ordered to a second reading.

Bill in addition to an act concerning the distribution of the school fund was read and passed to be engrossed and sent up for concurrence.

Bill in relation to prisoners in jails and houses of correction was read and ordered to a third reading.

**Resolves :**

In favor of Oliver Nowell ;

In favor of David E. Blackstock and others ;

Money bills.

Were severally, on motion of Mr. Dana of Cambridge, laid on the table.

Resolve in favor of Isaac Flye was on motion of Mr. Dana laid aside, objection being made to it as a money bill, and Mr. Child of Boston introduced a resolve in favor of Isaac Flye, which under a suspension of rules, was read and ordered to a second reading.

Motion to reconsider the vote by which the resolve for an amendment of the constitution was rejected, was postponed until Monday.

Bill concerning the education of deaf mutes was, on motion of Mr. King of Boston, postponed until to-morrow.

Bill concerning the sale of public property was read and amended by inserting the word "real" before "property" in the first line.

Mr. Jackman of Newburyport moved a reconsideration of the vote on the amendment, and pending this question, the House

Adjourned. .

THURSDAY, April 23, 1868.

Met according to adjournment.

**License law.** A message was received from the Governor on the subject of the bill to regulate the sale of intoxicating liquors. Read and laid upon the table, and ordered to be printed.

On motion of Mr. Gargan of Boston,—

*Ordered*, That the Secretary of the Commonwealth be requested to have 5,000 copies of the bill to regulate the sale of intoxicating liquors printed for the use of the members of the Legislature.

**Leave of absence.**

Mr. Adams of Newburyport, from the committee on Leave of Absence, reported that leave of absence be granted to Mr. Gaylord of Boston, for 10 days; to Mr. Chapin of Granby, for 15 days; to Mr. Howe of Bolton, for 3 days; to Mr. Leonard of Somerset for 5 days; to Mr. Warren of Stow, for 11 days; to Mr. Bates of Westfield, for 4 days; to Mr. McFarlin of Lowell, for 10 days; to Mr. Goddard of Worcester, for 4 days; to Mr. Bangs of Eastham, for 11 days; to Mr. Walker, of Worcester, for 3 days. The report was considered and accepted.

**Crowding of horse cars.**

Mr. Potter of Greenfield, from the committee on Horse Railways, to whom was recommitted the order relative to the crowding of horse cars, reported inexpedient to legislate. Placed in the orders of the day for Monday.

**Liability of railroad corporations.**

Mr. Tarbox of Lawrence, from the committee on the Judiciary, to whom was referred the bill to punish the negligence of railroad corporations, reported it in a new draft, entitled a bill concerning the liability of railroad corporations.

**County commissioners of Bristol.**

Also, on the petition of the mayor of Taunton, a bill giving certain powers to the county commissioners of the county of Bristol.

**Boston and Charlestown.**

Mr. Rich of Boston, from the joint special committee on the petition of Moses A. Dow and others, for the union of Boston and Charlestown, reported a bill to unite the two cities.

**Church St. property.**

Mr. Thompson of Boston, from the committee on the Church Street property, reported a bill (Mr. Wilcox of the Senate dissenting,) for the abatement of a nuisance in the

city of Boston, and for the preservation of the public health in said city.

Severally read and ordered to a second reading.

Mr. Wright of Lawrence, in behalf of himself and Senators Pitman, Todd and Crocker, a minority of the committee on the petition of Moses A. Dow and others, obtained leave to submit a minority report, in which they recommend that the petitioners have leave to withdraw.

Boston and  
Charlestown.

*Papers from the Senate.*

Bill for supplying the town of Somerville with water, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Somerville.

Bill for the better enforcement of the laws ; and

Bill relating to the assessment of taxes ;

Better en-  
forcement of  
the laws.  
Assessment  
of taxes.

Severally passed to be engrossed in the Senate in concurrence, with an amendment, came down, and were severally referred to the committee on the Judiciary.

The orders of the day were taken up.

Orders of the  
day.

Resolve in favor of Isaac Flye ; and

Bills :

Concerning sidewalks in cities ;

Authorizing the proprietors of the Cambridge and Brookline Bridge to convey their bridge and franchise to the city of Cambridge ;

To incorporate the Cambridge Land and Building Association ;

To change the name of the First Congregational Parish and Society of Orange ;

In relation to the North Andover Mills ;

Were severally read and ordered to a third reading.

Bills :

To authorize the town of North Bridgewater to pay bounties to re-enlisted volunteers upon the quota of said town ;

To incorporate the Martha's Vineyard Camp Meeting Association ;

Were severally read and ordered to a third reading.

And the rules being suspended the first named bill was read again and passed to be engrossed and sent up for concurrence, and the second was read, and passed to be engrossed in concurrence.

**Reports :**

Leave to withdraw, on the petition of the town of Wrentham ; and

Inexpedient, relative to the employment of females as principals in high schools ;

Were severally accepted in concurrence.

Report, inexpedient, on an order relative to the fees of clerks of courts in Suffolk and Essex, was accepted.

**Bills :**

To authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad Company ;

In relation to prisoners in jails and houses of correction ; and

Resolve in favor of Nancy Main ;

Were severally read and passed to be engrossed and sent up for concurrence.

**Bills :**

To incorporate the Catholic Lyceum Association ;

To incorporate the Penobscot Steamship Company ;

Were severally read, and passed to be engrossed, in concurrence.

Report, leave to withdraw, on the petition John P. Palmer and others, was on motion of Mr. Tarbox of Lawrence (who moved to amend it by substituting the bill reported by a minority of the committee,) postponed and specially assigned for Tuesday, at 2½ o'clock, P. M.

Resolution in relation to the taxation of shares in national banks, was read and passed, and sent up for concurrence. It is as follows:—

*Resolved*, That our Senators and Representatives in Congress be, and they hereby are, requested to endeavor to effect such a modification of the acts of Congress as will enable the several states to tax the shares of the capital stock of national banks in the same manner, and at the same rate as shares in banks and moneyed corporations are taxed which exist by authority of the states ; or to effect such other change as may secure equality of taxation.

*Resolved*, That His Excellency the Governor be requested to transmit a copy of this resolution to each of our Senators and Representatives in Congress.

Bill concerning the sale of public property, was on motion of Mr. Jackman of Newburyport, postponed until Monday.

Resolve concerning Cape Cod Harbor at Provincetown, was read and passed to be engrossed and sent up for concurrence.

Bill concerning the education of deaf mutes, was read and passed to be engrossed and sent up for concurrence.

Report, leave to withdraw, on the petitions for the extension of suffrage to women, was on motion of Mr. Brown of New Bedford, postponed until Tuesday.

**Bills:**

Explanatory of an act to levy taxes on certain insurance companies;

Authorizing the county commissioners for the county of Plymouth to lay out a highway and construct a bridge over North River; and

Resolve in favor of the Mount Holyoke Female Seminary; Were severally read and ordered to a third reading, the last named by a vote of 82 to 36.

Mr. Gargan of Boston moved a reconsideration of the vote by which the resolve in favor of the Mount Holyoke Female Seminary was ordered to a third reading, and the motion was placed in the orders of the day for Monday.

Bill in relation to divorce, specially assigned, was called up, and was read and rejected by a vote of 50 to 73.

Mr. Potter of Arlington moved a reconsideration, which motion was placed in the orders of the day for Monday.

Adjourned.

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MONDAY, April 27, 1868.

Met according to adjournment.

Mr. Heywood of Westford presented the petition of Thomas Drew and others, in aid of the petition of Charles Sweetser and others; which was referred to the committee on Agriculture and sent up for concurrence.

Mr. Abbott of Middleborough, the remonstrance of John J. Soren and others, against the passage of the bill relating to vacant lots abutting on public streets in Boston; which was referred to the committee on the Judiciary.

On motion of Mr. Williams of Boston,—

*Ordered*, That the committee on Harbors consider and report at an early day whether in their judgment the interest of the Commonwealth longer requires the services of both the harbor commissioners and the committee on flats,



appointed under chapter 93 of the resolves of 1867. Sent up for concurrence.

Agawam  
Bridge.

Mr. Walker of Springfield, on leave, introduced a bill to extend the time for constructing the Agawam Bridge; which was read and referred to the committee on Roads and Bridges and sent up for concurrence.

Yacht Wil-  
liam S.  
Thatcher.

On motion of Mr. Rich of Boston,—

*Ordered*, That the committee on Finance consider the expediency of selling the yacht William S. Thatcher.

*Papers from the Senate.*

Caleb Blod-  
gett.  
Timothy  
Connelly.  
Westfield  
and Holyoke  
Railroad.

Reports, leave to withdraw, upon the several petitions of Caleb Blodgett; Timothy Connelly; M. B. Whitney and others; Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Contracts by  
married wo-  
men for nec-  
essaries.

Notice was received from the Senate of the rejection, by that branch, of House bill authorizing married women to contract for necessaries.

Bills passed.

Engrossed resolves:  
To incorporate the Boston Skating Rink Association;  
For the protection of sea-fowl in the waters of Barnstable;  
For the protection of sea-fowl in the waters of Tisbury;  
(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Church St.  
property.

Mr. Robinson of Dorchester, a minority of the committee on the Church Street property, obtained leave to make a report, dissenting from the report of the committee, and presenting a bill; which was ordered to be printed.

Orders of the  
day.

The orders of the day were taken up.

Resolves:

Authorizing the commissioners of the county of Worcester to borrow money;

In favor of Isaac Flye;

Bills:

Concerning sidewalks in cities;

Authorizing the county commissioners of the county of Plymouth to lay out a highway and construct a bridge over North River;

Authorizing the proprietors of Cambridge and Brookline Bridge to convey their bridge and franchise to the city of Cambridge;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills:

To change the name of the First Congregational Parish and Society of Orange;

In relation to North Andover Mills;

Were severally read and passed to be engrossed in concurrence.

Report, inexpedient, on an order relative to the crowding of horse cars, was accepted and sent up for concurrence.

The motion to reconsider the vote by which the House rejected the bill in relation to divorce, was on motion of Mr. King of Boston, postponed until to-morrow.

The motion to reconsider the vote by which the resolve in favor of the Mount Holyoke Female Seminary was ordered to a third reading, was rejected, 28 to 74.

Bill concerning the sale of public property, was on motion of Mr. Dana of Cambridge, recommitted to the committee on the Judiciary.

Motion to reconsider the vote by which the House rejected the resolve for an amendment to the constitution, was rejected.

Bill further to protect the rights of the Commonwealth in tide-waters, was read and ordered to a third reading.

Bill regulating the method of heating and lighting passenger railway cars, was on motion of Mr. Francis of Lowell, recommitted to the committee on Railways and Canals.

Bill for the abatement of a nuisance in the city of Boston, and for the preservation of the public health in said city, was on motion of Mr. Robinson of Dorchester, postponed and specially assigned for Wednesday, April 29, at 2½ o'clock, P. M.

Bill concerning the liability of railroad corporations was read, and pending certain amendments was on motion of Mr. Tarbox of Lawrence, postponed until to-morrow.

Adjourned.

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TUESDAY, April 28, 1868.

Met according to adjournment.

Mr. Field of Northfield, presented the petition of L. G. Mead and others of Brattleborough, Vt., concerning fish-

Fishways in the Connecticut River.

ways in Connecticut River; which was referred to the committee on the Fisheries and sent up for concurrence.

Tenement  
houses in  
Boston.

Mr. Rich of Boston, the remonstrance of Amos Cutler and others, and Edward J. Browne and others, severally against the passage of the bill concerning tenement and lodging houses in Boston; which were severally referred to the committee on the Judiciary.

Home for the  
Destitute.

Mr. Allen of Newton, on leave, introduced a bill authorizing the Temporary Home for the Destitute to hold additional real and personal estate; which was referred to the committee on Public Charitable Institutions and sent up for concurrence.

On motion of Mr. Towle of Haverhill,—

Sale of pub-  
lic property.

*Ordered*, That committee on the Judiciary considered the expediency of incorporating in the bill concerning the sale of public property, a provision requiring all persons purchasing property for the state or counties, or for any public institution of either, to properly advertise for proposals for the same, the price paid in no case to exceed the lowest sum named in such bids.

On motion of Mr. Wilder of Boston,—

Harbor com-  
missioners,  
&c.

*Ordered*, That the Treasurer report to the House the whole expense incurred on account of the harbor commissioners from January 1, 1867, to date, including the printing of their report; also, expense incurred on account of the committee on flats, appointed under chapter 93 of the resolves of 1867, from the time of their appointment to date, including the printing of their report.

School for id-  
iotic youth.

Mr. Towle of Haverhill, from the committee on Public Charitable Institutions, to whom was referred the annual report of the Trustees of the Massachusetts School for Idiotic and Feeble-Minded Youth, and the annual report of the Board of State Charities, reported a resolve in favor of the said school; which was read and referred to the committee on Finance.

Trespassing  
on gardens.

Mr. Train of Boston, from the committee on the Judiciary, on an order of April 1, relative to amending section 84 of chapter 161 of the General Statutes, reported inexpedient to legislate.

Hawkers and  
peddlers.

Mr. Adams of Quincy, from the same committee, reported that the bill concerning hawkers and peddlers of goods by sample, ought not to pass.

Locomotive  
bells.

Mr. Ruggles of Fitchburg, from the committee on Railways and Canals, on an order of February 28, relative to

the ringing of locomotive bells, reported inexpedient to legislate.

Mr. Mixter of Hardwick, from the same committee, to whom was recommitted the petition of the Stoneham Branch Railroad Company, reported leave to withdraw.

Stoneham  
Branch R. R.  
Company.

Mr. Francis of Lowell, from the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, on the petition of Maturin Ballou and others, reported leave to withdraw.

Maturin  
Ballou.

Mr. Sanford of Wareham, from the committee on the Fisheries, on the petition of Thomas E. Sanford and others, reported leave to withdraw.

Sailing in  
Apponagan-  
sett River.

These reports were severally placed in the orders of the day for to-morrow.

Mr. Dana of Cambridge, from the committee on the Judiciary, on an order of April 1, reported a bill concerning the taxing of bank shares; which was read and ordered to a second reading, and under a suspension of rules read again, and ordered to a third reading.

Taxing of  
bank shares.

Mr. Walker of Worcester, from the committee on Manufactures, reported that the bill to incorporate the Electric Gas Lighting Company, ought to pass. Ordered to a second reading.

Electric Gas  
Lighting Co.

Mr. Mixter of Hardwick from the committee on Railways and Canals, reported the bill relating to the issue of stock by railroad corporations, in a new draft. Read and ordered to a second reading.

Issue of  
stock by R.  
R. corpora-  
tions.

Mr. Wright of Lawrence, from the same committee, reported the bill in addition to an act incorporating the Pneumatic Dispatch Company, in a new draft. Read and ordered to a second reading.

Pneumatic  
Dispatch Co.

Mr. Leavitt of Charlemont, from the committee on Roads and Bridges, on the petition of I. Wellington and others, reported a bill to authorize the county commissioners of the county of Middlesex to lay out a highway and construct a bridge over Malden River. Read and ordered to a second reading.

Bridge over  
Malden  
River.

Mr. Leavitt obtained leave to present a minority report, signed by Messrs. Gould and Todd.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, reported a resolve on the petition of Lydia Barrows and others. Read and ordered to a second reading.

Lydia Bar-  
rows.

Engrossed bills:

Bills passed.

To incorporate the South Boston Freight Railway Company;

To establish additional terms of the probate court in North Bridgewater, in the county of Plymouth ;

To incorporate the association for the benefit of needle women ;

(Which severally originated in the House of Representatives ;)

For the protection of smelts ;

To incorporate the Catholic Lyceum Association ;

To incorporate the Martha's Vineyard Camp Meeting Association ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

*Papers from the Senate.*

**Boston Dental College.** Bill to incorporate the Boston Dental College, introduced on leave in the Senate, (the previous bill with the same title having been returned by the Governor to the Senate, with his objections, and having been rejected by that branch,) came down, and was read and referred in concurrence to the committee on Education.

**Bowditch Mills.** Bill to incorporate the Bowditch Mills, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Manufactures.

**Supplementary license law.** Bill in addition to an act to regulate the sale of intoxicating liquors, introduced on leave in the Senate, came down, and was read and referred to the committee on that subject, in concurrence.

**Hyde Park.** Bill to amend an act to incorporate the town of Hyde Park, introduced on leave in the Senate, and passed to be engrossed by that branch, came down, and under a suspension of rules was read three times, and passed to be engrossed, in concurrence.

**Statue of Ex-Governor Andrew.** Resolve in relation to a statue of the late John A. Andrew, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

**Hawkers and peddlers.** Reports, leave to withdraw, on the petitions of Frederick S. Rice and others ;

**C. C. Railroad.** Horatio N. Thomas and others ;

**Boston and Albany R.R.** Also, report on a communication from the Treasurer of the Boston and Albany Railroad Corporation, in reply to an order of March 7 ;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

On motion of Mr. Jackman of Newburyport, the bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company, was taken from the table and placed in the orders of the day for to-morrow.

Newburyport  
and Amesbury  
Horse  
Railroad.

The orders of the day were taken up.

Orders of the  
day.

Bill explanatory of an act to levy taxes on certain insurance companies, was read and passed to be engrossed, in concurrence.

Reports, leave to withdraw, on the petitions of

M. B. Whitney and others ;

Timothy Connelly ;

Caleb Blodgett ;

Were severally accepted in concurrence.

Report, leave to withdraw, on the petition of the city of Boston for authority to manufacture and sell illuminating gas, was accepted and sent up for concurrence.

Bill further to protect the rights of the Commonwealth in tide-waters, was read and passed to be engrossed, and sent up for concurrence.

Report, leave to withdraw, on petition of John P. Palmer and others, specially assigned, was called up, and on motion of Mr. Tarbox of Lawrence, the report was amended by substituting a bill presented by the minority of the committee, "concerning the Salem turnpike and the several toll-bridges in Essex County," and the bill was read and ordered to a second reading.

Salem Turn-  
pike.

The House resumed the consideration of the orders of the day.

The House refused to reconsider the vote by which it rejected the bill in relation to divorce.

Bill concerning the liability of railroad corporations, was considered, and on motion of Mr. Tarbox of Lawrence, postponed and specially assigned for Thursday, at 2½ o'clock, P. M.

Bill to unite the cities of Boston and Charlestown, was, on motion of Mr. Rand of Charlestown, laid upon the table.

Bill giving certain powers to the county commissioners of the County of Bristol, was, on motion of Mr. Tarbox of Lawrence, laid on the table.

Resolve in favor of the Mount Holyoke Female Seminary, was read and passed to be engrossed, by a vote of 65 to 47.

Bill to incorporate the Cambridge Land and Building Association, was read, and passed to be engrossed, and sent up for concurrence.

Adjourned.

WEDNESDAY, April 29, 1868.

Met according to adjournment.

**License law.** A communication was received from the Secretary of the Commonwealth, in which he informed the House that in compliance with its order he had caused to be printed 5,000 copies of the act to regulate the sale of intoxicating liquors, for the use of the members of the legislature, and had placed the same in the custody of the sergeant-at-arms.

**Money bills.** On motion of Mr. Towne of Fitchburg,—  
*Ordered*, That two hundred extra copies of the opinion of the Speaker on the question of order concerning money bills, be printed and placed at the disposal of the Speaker.

**Trout in Morrill Pond** Mr. Towne of Fitchburg, on leave, introduced a bill for the protection of trout in the Morrill Pond in the town of Wendell; which was read and referred to the committee on the Fisheries, and sent up for concurrence.

**Merrimack Valley Horse Railroad.** Mr. Wood of New Bedford, from the committee on Horse Railways, on the petition of William A. Russell, president of the Merrimack Valley Horse Railroad, reported a bill in addition to an act to incorporate the Merrimack Valley Horse Railroad. Under a suspension of rules, the bill was read three times, and passed to be engrossed, and sent up for concurrence.

**Discharged female prisoners.** Mr. Rich of Boston, from the committee on Finance, reported that the resolve in aid of the Temporary Asylum for discharged female prisoners at Dedham, ought to pass.

**H. D. Parker & Co.** Mr. Bixby of North Bridgewater, from the same committee, reported that the resolve in favor of H. D. Parker & Co., introduced on leave in the House and referred, ought to pass. *Ordered* to a second reading.

**Lots abutting on streets in Boston.** Mr. Train of Boston, from the committee on the Judiciary, reported that the bill relating to vacant lots abutting on public streets in the city of Boston, ought not to pass.

**Lombard Bank.** Mr. Kittredge of Hinsdale, from the committee on Banks and Banking, on the petition of Theodore Moore and others for an act of incorporation as the Lombard Bank, reported leave to withdraw.

**Assistant-registers of probate, &c.** Mr. Hervey of Medford, from the committee on Probate and Chancery, on an order of January 29, relative to abolishing the office of assistant-register of probate and insolvency, reported inexpedient to legislate.

Severally placed in the orders of the day for to-morrow.

**Conditional estates.** Mr. Dana of Cambridge, from the committee on the Judiciary, on an order of March 6, reported a bill concerning

conditional estates, with recommendation that it be referred to the next General Court. Placed in the orders of the day for to-morrow.

Mr. Dana of Cambridge, on leave, introduced a bill respecting bonds in civil cases, which, under a suspension of the rule requiring it to be referred, was read and ordered to a second reading.

Bonds in civil cases.

*Papers from the Senate.*

**Bills :**

To increase the capital stock of the Wamsutta Mills ;

In relation to mortgages of real estate ;

Wamsutta Mills.  
Mortgages of real estate.  
Young Men's Christian Association.  
Fire department of Worcester.  
Salem Lyceum.  
City of New Bedford.

To incorporate the Roxbury Young Men's Christian Association ;

Concerning the fire department of the city of Worcester ;

Relating to the Salem Lyceum ;

In addition to an act to establish the city of New Bedford ;

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Bill to incorporate the Boston and Chicago Adjustable Car Company, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Adjustable Car Co.

*Ordered,* That Messrs. Needham and Schouler of the Senate, with such as the House may join, be a committee to ascertain the amount of business in the hands of committees, and report at what time, consistent with the public interest, the Legislature can be prorogued.

Close of the session

Notice was received from the Senate that House bill to enable women divorced from bed and board to dispose of property, had been rejected by the Senate.

Women divorced from bed and board.

On motion of Mr. Jackman of Newburyport, the resolves

In favor of Stephen I. Newman ;

In favor of Oliver Nowell ;

In favor of David E. Blackstock and others ;

Stephen I. Newman.  
Oliver Nowell.  
David E. Blackstock.

Were taken from the table, and placed in the orders of the day for to-morrow.

On motion of Mr. Dana of Cambridge, the Governor's message relating to the act to regulate the sale of intoxicating liquors, was taken from the table, and referred to the committee on the Judiciary.

License law—Governor's message.

The bill specially assigned for 2½ o'clock, viz. : the bill for the abatement of a nuisance in the city of Boston, and for the preservation of the public health in said city, was called up, and was read, and a motion by Mr. Robinson of

Church St. nuisance.



Dorchester to amend it by substituting a bill presented by him, as a minority of the committee, was rejected, and the bill was ordered to a third reading.

Orders of the  
day.

The orders of the day were taken up.

Report, leave to withdraw, on the petitions for an amendment to the constitution giving suffrage to women, was considered.

Female  
suffrage.

Mr. Brown of New Bedford moved to recommit the same, with instructions to report a resolve for an amendment of the constitution, in accordance with the prayer of the petitioners.

And on this motion, on motion of Mr. Allen of Newton, the yeas and nays were ordered.

Mr. Stearns of Milford moved to amend the motion by substituting instructions to report reasons why the prayer of the petitioners should not be granted.

This amendment was rejected.

And the question recurring on Mr. Brown's motion, the roll was called, and the motion was rejected by a vote of seventy-four yeas to one hundred and nineteen nays.

The yeas and nays were as follows:

#### YEAS.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
Hugh R. Bean,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ralph S. Brown,  
William B. Brown,  
William H. Burbeck,  
Heman B. Chase,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Jeremy B. Dennett,  
Charles H. Drew,  
Moses Farnum,  
James T. Ford,  
Charles A. Fox,  
James A. Fox,  
Josiah O. Friend,

Messrs. Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
Abraham G. Hart,  
David D. Hart,  
Charles A. Hewins,  
Alvah Holway,  
Daniel Howard,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
William Knowlton,  
Augustus Lane,  
John Lee,  
Willard Mann,  
Wallace McFarland,  
Leonard McKenzie,  
Edwin Mudge,  
Weaver Osborn,  
George H. Peirson,  
Edward H. Pierce,

Messrs. Henry E. Pond,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,  
Eleazer Richmond,  
Ensign B. Rogers,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Walter S. Sprague,

Messrs. John W. Stevens,  
John H. Swain,  
James G. Tewksbury,  
S. K. Towle,  
Jacob P. Towne,  
Eden Wadsworth,  
Lory S. Watson,  
Willard Wheeler,  
Charles W. Wilder,  
J. W. F. Willson,  
Joseph Wilson,  
P. Ambrose Young.

NAYS.

Messrs. William G. Bates,  
P. A. Beaman,  
Charles Bird, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Ezra P. Brownell,  
John R. Bullard,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Lament B. Corbin,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Silas Dunton,  
Stephen C. Felton,  
Charles H. Fiske,  
John D. Flagg,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Frederick W. Field,  
Levi S. Gould,

Messrs. Josiah S. Hammond,  
Tilly Haynes,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Lewis S. Judd,  
Charles J. Kittredge,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
William McFarlin,  
Isaac H. Meserve,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
Dan Packard,  
Thomas Parsons,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,

Messrs. George W. Potter,  
 Nathan P. Pratt,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Joseph Ross,  
 Otis T. Ruggles,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Isaac H. Stearns,  
 John K. Tarbox,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,

Messrs. Charles R. Train,  
 Mason Van Dusen,  
 William H. Waite,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Charles Wing,  
 James B. Wood,  
 James S. Woodworth,  
 Charles W. Worcester.

Yeas, 74; Nays, 119.

#### ABSENT OR NOT VOTING.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 Irving Bates,  
 Charles H. Blanchard,  
 James Capen,  
 Henry M. Clarke,  
 Henry H. Cook,  
 Thomas Cunningham,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Thomas J. Fay,  
 Ezra H. Flagg,  
 Dudley Foster,  
 Thomas J. Gargan,  
 Josiah Gates,  
 J. Otis Hale,  
 Joseph H. Hathaway,  
 Noble H. Hill,  
 George M. Hobbs,  
 Anson P. Hooker,  
 J. R. Huntington,  
 Harvey Jewell. (Speaker,)  
 Edward H. Lathrop,  
 Job M. Leonard,

Messrs. John Livermore,  
 John McDuffie,  
 Nathaniel C. Nash,  
 John P. Ordway,  
 Henry S. Ranney,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Hiram S. Shurtleff,  
 Edwin N. Snow,  
 Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 Walter B. Studley,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 Levi Wallace,  
 Windsor N. White,  
 Daniel H. Whitney,  
 John A. Wiley,  
 J. H. Wood,  
 George W. Woodwell,  
 Wm. H. P. Wright.

The report was then accepted.

The orders of the day were laid upon the table.

Engrossed bills:

Bills passed.

To establish a new term of the supreme judicial court at Salem, within and for the county of Essex;

To repeal the act to incorporate the Proprietors of the Quincy Canal;

(Which severally originated in the House of Representatives;)

To amend an act to incorporate the town of Hyde Park;

In relation to the North Andover Mills;

To change the name of the First Congregational Parish and Society of Orange;

Explanatory of an act to levy taxes on certain insurance companies;

To incorporate the Penobscot Steamship Company;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed, and sent to the Senate.

The orders of the day were taken up.

Orders of the day.

Bills:

To incorporate the Electric Gas Lighting Company;

Relating to the issue of stock by railroad corporations;

In addition to an act incorporating the Pneumatic Dispatch Company; and

Resolves:

On the petition of Lydia Barrows and others;

In relation to a statue of the late John A. Andrew;

Were severally read and ordered to a third reading.

Bill to authorize the county commissioners of the county of Middlesex to lay out a highway and construct a bridge over Malden River, was read, and on motion of Mr. Collins of Boston, postponed and specially assigned for Friday, at 2½ o'clock, P. M.

Bill concerning hawkers and peddlers of goods by sample, was rejected.

Reports, leave to withdraw, on the several petitions of Maturin Ballou and another;

The Stoneham Branch Railroad Company;

T. E. Sanford and others;

Also, inexpedient, on an order relative to the ringing of locomotive bells;

Were severally accepted, and sent up for concurrence.

Report, inexpedient, on an order relative to amending section 84 of chapter 161 of the General Statutes, was accepted.

Reports, leave to withdraw, on the several petitions of Frederick S. Rice and others ;  
H. N. Thomas and others ;

Also, report relative to a communication from the treasurer of the Boston and Albany Railroad Company ;

Were severally accepted in concurrence.

Bill concerning the taxing of bank shares, was read, but not disposed of.

Adjourned.

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THURSDAY, April 30, 1868.

Met according to adjournment.

Northampton and Shelburne Falls Railroad.

Mr. Field of Shelburne presented the petition of Stephen R. Harvey and others of Whately, in aid of the petition of the Northampton and Shelburne Falls Railroad Company ; which was referred to the committee on Railways and Canals, and sent up for concurrence.

Young Men's Christian Association.

Mr. King of Boston presented the petition of the Boston Young Men's Christian Association, for authority to hold an additional amount of property ; which was referred to the committee on the Judiciary.

Literary Institute of Plymouth.

Mr. Drew of Plymouth, on leave, introduced a bill to incorporate the Young Men's Literary Institute of Plymouth ; which was read and referred to the committee on Education, and sent up for concurrence.

Shelburne Falls Five Cents Savings Bank.

Mr. Field of Shelburne, on leave, introduced a bill to authorize the Shelburne Falls Five Cents Savings Bank to hold real estate ; which was read and referred to the committee on Banks and Banking, and sent up for concurrence.

On motion of Mr. Towne of Fitchburg,—

Seats in the Representatives' Hall.

*Ordered*, That the committee on the State House consider the expediency and practicability of re-arranging the seats in the Representatives' Hall, in such a manner as will better conduce to the convenience and comfort of the members than the present, and report a plan, with estimate of the expense, as soon as may be. Sent up for concurrence.

On motion of Mr. Train of Boston,—

Overseers of the poor of Boston.

*Ordered*, That a message be sent to the Governor requesting the return of the bill in relation to the overseers of the poor of the city of Boston.

And Mr. Train was charged with the message.

And afterwards, Mr. Train, having discharged this duty, delivered the bill to the House, and it was laid upon the table.

On motion of Mr. Field of Shelburne, the vote by which the House yesterday accepted the report inexpedient on an order relative to chapter 161, section 84, of the General Statutes, was reconsidered, and the report was then, on motion of Mr. Train of Boston, recommitted to the committee on the Judiciary.

Trespassing  
on gardens.

A communication was received from the Treasurer, in reply to an order of the 28th inst., relative to expenses incurred by the harbor commissioners and the committee on the South Boston flats; which was laid upon the table and ordered to be printed.

Harbor com-  
missioners,  
&c.

Mr. Adams of Quincy, from the committee on the Judiciary, reported in a new draft the bill to protect the rights and interests of the several counties. Read and ordered to a second reading.

Rights and  
interests of  
counties.

Also, that the House ought to concur in the Senate's amendments to the bill for the better enforcement of the laws. Placed in the orders of the day for to-morrow.

Enforcement  
of the laws.

Also that Senate bill for the more effectual prevention of cruelty to animals, ought to pass, with an amendment. Placed in the orders of the day for to-morrow.

Cruelty to  
animals.

Also that the bill to incorporate the Roxbury Young Men's Christian Association, ought to pass. Placed in the orders of the day for to-morrow.

Roxbury  
Young Men's  
Christian  
Association.

Also that it is inexpedient to legislate on the subject of an order of April 28, relative to the purchase of property for the State, or counties, or public institutions. Placed in the orders of the day for to-morrow.

Purchase of  
property.

Also that it is inexpedient to legislate on the subject of an order of January 21, relative to amending sections 97 and 98 of chapter 63 of the General Statutes. Placed in the orders of the day for to-morrow.

Liability of  
railroads for  
injuries.

Mr. Train of Boston, from the same committee, reported that the bills

Concerning the fire department of the city of Worcester; In relation to mortgages of real estate;

To increase the capital stock of the Wamsutta Mills;

Severally ought to pass.

And they were severally ordered to a second reading.

Fire depart-  
ment of Wor-  
cester.  
Mortgages of  
real estate.  
Wamsutta  
Mills.

Also, that the House ought to concur with the Senate in the amendment to the bill to further amend the act incor-

Howard Be-  
nevolent So-  
ciety.

porating the Howard Benevolent Society, with an amendment. Placed in the orders of the day for to-morrow.

Pay of mem-  
bers.

Also that it is inexpedient to legislate on the subject of an order of March 31, relative to amending the constitution so as to fix the pay of members of the Legislature. Placed in the orders of the day for to-morrow.

Mr. Howland of Lynn, from the same committee, reported that Senate bills

Salem Ly-  
ceum.  
City of New  
Bedford.

Relating to the Salem Lyceum ;

In addition to an act to establish the city of New Bedford ;  
Severally ought to pass.

And they were severally ordered to a second reading.

Selectmen of  
Sandwich.

Mr. Sanford of Wareham, from the committee on the Fisheries, on the petition of the selectmen of Sandwich and others, reported leave to withdraw.

Explosion of  
steam boll-  
ers.

Mr. Leonard of Somerset, from the committee on Manu-  
factures, on an order of March 31, relative to preventing  
the explosion of steam boilers, reported inexpedient to  
legislate.

School books

Mr. Gaylord of Boston, from the committee on Education,  
on the petition of Daniel Ballard and others, (recommitted,)  
reported leave to withdraw.

Cambridge  
Gas Light  
Co.

Mr. Train of Boston, from the committee of conference  
on the difference between the two Houses relative to the  
bill authorizing the Cambridge Gas Light Company to  
increase its capital stock, reported that the House ought to  
recede from its non-concurrence with the Senate's amend-  
ment, and concur with the same.

These reports were severally placed in the orders of the  
day for to-morrow.

Courts of  
probate in  
Barnstable.

Mr. Hobbs of Roxbury, from the committee on Probate  
and Chancery, reported that the Senate bill fixing the times  
of holding courts of probate in the county of Barnstable,  
ought to pass. Ordered to a second reading.

Close of the  
session.

The Speaker appointed Messrs. Mixter of Hardwick,  
Howland of Lynn, Rich of Boston, Towne of Fitchburg,  
and Parsons of Brookline, as the committee on the part of  
the House, under the order adopted yesterday relative to  
the close of the session.

City of New  
Bedford.

Mr. Brown of New Bedford presented the petition of  
Jonathan Bourne, Jr., and others of New Bedford, against  
the passage of the act in addition to an act to establish the  
city of New Bedford, without submission of the same to the  
people. Laid upon the table.

*Papers from the Senate.*

Bill in further addition to an act for supplying the city of Salem with pure water, introduced on leave in the Senate, came down, referred to the committee on Mercantile Affairs. On motion of Mr. Adams of Quincy, the House non-concurred, and the bill was returned to the Senate.

Salem water works.

Bill to amend chapter 342 of the acts of 1867, concerning the Boston and Worcester and certain other corporations, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Railways and Canals.

Boston and Worcester and other railroads.

Bill to authorize the appointment of additional masters in chancery in the counties of Essex and Middlesex, passed to be engrossed in the Senate, in concurrence with amendments, came down, and was referred to the committee on Probate and Chancery.

Masters in chancery.

Resolve granting taxes to the several counties, passed to be engrossed in concurrence by the Senate, with an amendment, came down, and was considered, and the amendment was concurred in.

County taxes.

Report, leave to withdraw, on petition of Jeremiah Spofford and others, in relation to the school fund, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

School fund.

The bill concerning the liability of railroad corporations, specially assigned, was called up, and was read, and various amendments to the first section, and an amendment to strike out that section, were rejected. The question being on ordering it to a third reading,

Liability of railroad corporations.

On motion of Mr. Tarbox of Lawrence, the yeas and nays were ordered,

And the roll being called, the bill was rejected, by a vote of sixty-eight yeas to one hundred and sixteen nays.

The yeas and nays are as follows :

## YEAS.

Messrs. John Quincy Adams,  
William Barker, Jr.,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Charles Bird, Jr.,  
Charles H. Blanchard,  
Morton V. Bonney,  
John R. Bullard,  
William H. Burbeck,

Messrs. Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
Joseph W. Cornell,  
Orlando B. Crane,  
Richard H. Dana, Jr.,  
Curtis Davis,



**Messrs.** Jeremy B. Dennett,  
 Charles H. Fiske,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 Levi S. Gould,  
 Abraham G. Hart,  
 James A. Hervey,  
 Charles A. Hewins,  
 Noble H. Hill,  
 George M. Hobbs,  
 Alvah Holway,  
 Daniel Howard,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Augustus Lane,  
 John Lee,  
 John McDuffie,  
 Weaver Osborn,  
 Dan Packard,  
 Edward H. Pierce,  
 Joseph S. Potter,

**Messrs.** Nathan P. Pratt,  
 Benjamin Proctor,  
 George Sanford,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 Iram Smith,  
 John J. Smith,  
 Oliver W. Smith,  
 Walter S. Sprague,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Eden Wadsworth,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 George W. Woodwell,  
 P. Ambrose Young.

#### **NAYS.**

**Messrs.** Samuel Appleton,  
 E. Watson Arnold,  
 C. C. Bixby,  
 Willard Blackinton,  
 John C. Blasdel,  
 Charles Bradley,  
 Oliver H. P. Brown,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 Thomas H. Carruth,  
 Heman B. Chase,  
 Linus M. Child,  
 Seth Crowell,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 George K. Daniell,  
 Charles H. Drew,  
 Silas Dunton,  
 Moses Farnum,  
 Stephen C. Felton,  
 John D. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 Charles A. Fox,

**Messrs.** James A. Fox,  
 James B. Francis,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Josiah Gates,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 David D. Hart,  
 Joseph H. Hathaway,  
 Charles Heywood,  
 George W. Heywood,  
 Solomon H. Howe,  
 William Howland,  
 John A. Hughes,  
 Edward A. Hulbert,  
 Dexter S. King,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,

**Messrs.** Job M. Leonard,  
 John Livermore,  
 James L. Locke,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 John Manson,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Henry Newton,  
 Thomas Parsons,  
 George H. Peirson,  
 John Perley,  
 George Phipps,  
 Moses Pool,  
 Henry S. Porter,  
 George W. Potter,  
 Caleb Rand,  
 Henry S. Ranney,  
 William H. Reynard,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 John Runey,

**Messrs.** Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Lemuel B. Simmons,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 Walter B. Studley,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 George E. Towne,  
 Jacob P. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 John A. Wiley,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 James S. Woodworth,  
 Charles W. Worcester.

Yeas, 68; Nays, 116.

#### ABSENT OR NOT VOTING.

**Messrs.** Levi A. Abbott,  
 Rufus Adams,  
 George E. Allen,  
 William F. Arnold,  
 John H. Bangs,  
 Irving Bates,  
 Hugh R. Bean,  
 Albert Blood,  
 George E. Bridges,  
 James Capen,  
 Jonas A. Champney,  
 Charles W. Chase,  
 Henry M. Clarke,

**Messrs.** Lament B. Corbin,  
 George P. Cox,  
 Alanson Crittenden,  
 Thomas Cunningham,  
 Leander S. Daniels,  
 Thaddeus K. De Wolf,  
 Thomas J. Fay,  
 Ezra H. Flaggs,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 Tilly Haynes,  
 Anson P. Hooker,

Messrs. Harvey Jewell, (Speaker,)	Messrs. Otis T. Ruggles,
Lewis S. Judd,	John Severson,
William W. Kellogg,	Edwin N. Snow,
Edward H. Lathrop,	John W. Stevens,
James F. Mansfield,	Newell A. Thompson,
Murdock Matheson,	S. K. Towle,
Isaac H. Meserve,	Lory S. Watson,
Ellis W. Morton,	Windsor N. White,
Nathaniel C. Nash,	William Whiting,
John P. Ordway	Daniel H. Whitney,
Simeon Perkins,	George F. Williams,
Jonathan Pierce,	J. W. F. Willson,
Thomas F. Plunkett,	Charles Wing,
Henry E. Pond,	James B. Wood,
Alvah Raymond, Jr.,	Wm. H. P. Wright.

Orders of the  
day.

The orders of the day were taken up.

Bill respecting bonds in civil cases, was read and ordered to a third reading.

Bill concerning conditional estates, was referred to the next General Court.

Bill relating to vacant lots abutting on public streets in the city of Boston, was rejected.

Resolve in aid of the Temporary Asylum for discharged female prisoners at Dedham, was, on motion of Mr. Dana of Cambridge, laid upon the table.

Report, leave to withdraw, on petition of Theodore Moore and others, was accepted, and sent up for concurrence.

Money bill

Resolve in favor of Stephen I. Newman was considered, the question being on an appeal from the Speaker's decision on the same, and Mr. Thompson of Boston moved that the question on the appeal be taken by yeas and nays, but the motion was rejected. The resolve was then laid upon the table.

And the resolves

In favor of Oliver Newell ;

In favor of David E. Blackstock and others ;

Were also laid upon the table.

Bill for the abatement of a nuisance in the city of Boston, and for the preservation of the public health in said city ; and

Resolve on the petition of Lydia Barrows and others ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Resolve in relation to a statue of the late John A. Andrew, was read, and passed to be engrossed, in concurrence.

Bill concerning the taxing of bank shares, was further considered.

During the debate, Mr. Jackman of Newburyport objected to the further consideration of the bill, because it was apparent that a quorum was not present.

The House being counted, ninety-six members appeared to be present, and the House Adjourned.

FRIDAY, May 1, 1868.

Met according to adjournment.

On motion of Mr. Howe of Bolton, it was

*Ordered*, That there be a call of the House.

And the roll being called, the following named members answered to their names:

Messrs. Samuel Appleton,  
E. Watson Arnold,  
John H. Bangs,  
Henry Bassett,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,  
George E. Bridges,  
Ralph S. Brown,  
John R. Bullard,  
Thomas H. Carruth,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Patrick A. Collins,  
Benjamin F. Cook,  
Joseph W. Cornell,  
George P. Cox,  
Seth Crowell,  
David Cushing, 2d,  
Leander S. Daniels,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
John D. Flagg,

Messrs. James T. Ford,  
Dudley Foster,  
Charles A. Fox,  
James B. Francis,  
Samuel Freeman,  
Josiah O. Friend,  
Thomas J. Field,  
Roscoe W. Gage,  
Levi S. Gould,  
J. Otis Hale,  
Abraham G. Hart,  
Charles Heywood,  
George W. Heywood,  
Alvah Holway,  
Solomon H. Howe,  
William Howland,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
Harvey Jewell, (Speaker,)  
William D. Jones,  
Dexter S. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
Job M. Leonard,  
Joseph B. Lombard,

Messrs. Willard Mann,  
 James F. Mansfield,  
 John Manson,  
 Murdock Matheson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter.  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Edwin Mudge,  
 Henry Newton,  
 Weaver Osborn,  
 Dan Packard,  
 Thomas Parsons,  
 Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 John Runey,  
 Wm. Seaver, of Roxbury,

Messrs. William R. Sessions,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Edwin N. Snow,  
 Henry Souther,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 John M. Tobin,  
 Charles R. Train,  
 Mason Van Dusen,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Willard Wheeler,  
 Rufus A. White,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Joseph Wilson,  
 Charles Wing,  
 Charles W. Worcester,  
 William H. P. Wright.

And on motion of Mr. Train of Boston, further proceedings under the call were dispensed with.

Gardner Sav-  
 ings Bank.

Mr. Heywood of Gardner presented the petition of Stephen Taylor and others of Gardner, for a savings bank in that town; which was referred to the committee on Banks and Banking, and sent up for concurrence.

Broadway R.  
 R. Co.

Mr. Souther of Boston, on leave, introduced a bill to change the name of the Broadway Railroad Company; which was read and referred to the committee on Horse Railways, and sent up for concurrence.

Dogs.

On motion of Mr. Williams of Taunton,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 130 of the acts of 1867, so that city and town clerks may license dogs after

April 20, provided the fine imposed by said act has been paid.

Mr. Train of Boston, on leave, introduced a bill in relation to dividends by railroad corporations, and telegraph and gas-light companies; which was read and referred to the committee on the Judiciary.

Dividends by  
railroad cor-  
porations.

On motion of Mr. Warren of Waltham,—

*Ordered*, That the committee on Manufactures consider the expediency of amending chapter 286 of the acts of 1867, so that the mayor and aldermen of cities and selectmen of towns shall appoint one or more inspectors of coal and petroleum oils. Sent up for concurrence.

Inspectors of  
coal oils.

On motion of Mr. Tewksbury of West Newbury, the petition of George W. Boynton and others, for a savings bank in Georgetown, was taken from the table, and referred in concurrence to the committee on Banks and Banking, the House thus receding from its non-concurrence with the Senate.

Savings bank  
in George-  
town.

On motion of Mr. Tewksbury, the petition of James Dorr and others, for a more stringent law to prevent the adulteration of milk, was also taken from the table and referred to the committee on Agriculture and sent up for concurrence.

Adulteration  
of milk.

Mr. Francis of Lowell, from the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, to whom was referred the memorial of Herman Haupt & Company, reported that the committee could not agree, Messrs. Bowerman, Wheeler, Sawyer, Towne and Judd being of the opinion that the petitioner should have leave to withdraw, and Messrs. Francis, Thompson, Potter, Fox and Dennett being in favor of a resolve giving the petitioner \$150,000. The committee therefore ask to be discharged, and recommend that the subject be referred to the committee on Finance.

Haupt & Co

The question being put on discharging the committee and referring the subject to the committee on Finance, the House refused to do so.

Afterwards, on motion of Mr. Thompson of Boston, it was ordered that the committee be discharged, and the subject referred to a joint committee of five on the part of the House, with such as the Senate may join.

Afterwards, on motion of Mr. Potter of Arlington, the vote by which the subject was referred to a special committee was reconsidered, and the subject was laid upon the table.

Lighting of  
cars.

Mr. Drew of Plymouth, from the committee on Railways and Canals, reported in a new draft the bill concerning the lighting of railroad passenger cars. Read and ordered to a second reading.

Stony Brook.

Mr. Parsons of Brookline, from the committee on Harbors, on the petition of William J. R. Evans and others, reported a bill to authorize the city of Boston and the town of West Roxbury to improve Stony Brook and its tributaries. Read and ordered to a second reading.

Masters in  
chancery.

Mr. Williams of Lowell, from the committee on Probate and Chancery, to whom was referred the bill to authorize the appointment of additional masters in chancery in the counties of Essex and Middlesex, amended by the Senate in section 1, and in the title by including the county of Suffolk, reported that the amendments ought to be concurred in. The report was considered, and the amendments were concurred in.

Mr. Parsons of Brookline, from the committee on Finance, reported that the Senate resolves

Elizabeth W.  
Morse.  
Emily J.  
Cressy.

In favor of Elizabeth W. Morse;

In favor of Emily J. Cressy;

Severally ought to pass, and they were severally ordered to a second reading.

Flebery in  
Falmouth.

Mr. McFarlin of Lowell, from the committee on the Fisheries, on the petition of Nymphas Davis and others, reported leave to withdraw. Placed in the orders of the day for to-morrow.

### *Papers from the Senate.*

Jamaica  
Pond Aque-  
duct.

Bill giving additional powers to the Jamaica Pond Aqueduct Corporation, passed to be engrossed in the Senate, in concurrence, with an amendment, came down, and was considered, and the amendment was concurred in.

Nancy Main

Notice was received from the Senate that the House resolve in favor of Nancy Main had been rejected by the Senate.

Bills passed.

Engrossed bills:

Concerning pilotage in Provincetown Harbor;

Concerning a contract between the Stony Brook Railroad Corporation and the Nashua and Lowell Railroad Corporation;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves :

In favor of the town of Edgartown ;

In favor of John Murphy ;

Concerning improvements at the state prison ;

In favor of Barnard C. Marchant, guardian of certain

Indians in Dukes County ;

In favor of the guardian of the Punkapog tribe of Indians ;

In favor of Abiah Thomas ;

In favor of the Massachusetts Agricultural College ;

Granting taxes to the several counties ;

(Which severally originated in the House of Representatives ;)

Were severally passed, and signed, and sent to the Senate.

On motion of Mr. Train of Boston, the bill in relation to the overseers of the poor of the city of Boston, was taken from the table, and the rule being suspended, the vote by which it was passed to be enacted, was reconsidered, and under a suspension of rules the bill was then amended, and sent to the Senate for concurrence in the amendments.

Overseers of  
the poor in  
Boston.

The orders of the day were taken up.

Orders of the  
day.

Bills :

To incorporate the Electric Gas Lighting Company ;

Respecting bonds in civil cases ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bills :

For the further protection of the rights and interests of the several counties ;

To amend an act to incorporate the Penitent Females' Refuge in the city of Boston ;

To increase the capital stock of the Wamsutta Mills ;

In relation to mortgages of real estate ;

To incorporate the Roxbury Young Men's Christian Association ;

Concerning the fire department of the city of Worcester ;

Authorizing the Salem Lyceum to mortgage real estate ;

Fixing the times of holding courts of probate in the county of Barnstable ;

Were severally read, and ordered to a third reading.

Bill to further amend the act incorporating the Howard Benevolent Society, was considered, and the Senate's amend-



ments thereto were concurred in, with an amendment, as recommended by the committee on the Judiciary.

Bill for the more effectual prevention of cruelty to animals, was amended according to the report of the committee on the Judiciary, and ordered to a third reading.

Reports, inexpedient, on the several orders

Relative to amending the constitution so as to fix the pay of members of the Legislature ;

Relative to purchases of property for the state, or counties, or public institutions ;

Were severally accepted.

Reports, leave to withdraw, on the petitions of

Daniel Ballard and others ;

The selectmen of Sandwich ;

Were severally accepted and sent up for concurrence.

Report, leave to withdraw, on the petition of Jeremiah Spofford and others, was accepted in concurrence.

Report of the committee of conference, on the bill authorizing the Cambridge Gas Light Company to increase its capital stock, was accepted and sent up for concurrence.

Bill concerning the taxing of bank shares, was considered, but not disposed of.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

On motion of Mr. Train of Boston,—

Flag-staff.

*Ordered*, That the committee on the State House cause the flag-staff on the state house to be removed, and some other provision made for displaying the national and state flags upon all necessary occasions.

Discharged  
Soldiers'  
Home.

Mr. Towle of Haverhill, from the committee on Public Charitable Institutions, on the petition of the Discharged Soldiers' Home, reported a resolve in its favor ; which was read and referred to the committee on Finance.

Home for the  
Destitute.

Mr. Arnold of Northampton, from the same committee, reported that the bill authorizing the Temporary Home for the Destitute to hold additional real and personal estate, ought to pass. Ordered to a second reading.

Lighting of  
cars.

Mr. Warren of Waltham gave notice that he should move to amend the bill concerning the lighting of railroad passenger cars, by substituting a bill relating to the prevention of railway accidents. The bill was ordered to be printed.

The orders of the day were taken up.

Orders of the  
day.

Bill concerning the taxing of bank shares, was further considered, and amended, on motion of Mr. Dana, and passed to be engrossed and sent up for concurrence.

The bill to authorize the county commissioners of the county of Middlesex to lay out a highway and construct a bridge over Malden River, specially assigned, was called up, and on motion of Mr. Collins of Boston, was postponed and specially assigned for Tuesday, at 11½, A. M.

Bridge over  
Malden Riv-  
er.

The House resumed the consideration of the orders of the day.

Orders of the  
day.

Bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company, was on motion of Mr. Towne of Fitchburg, postponed until Monday.

Bill concerning the Salem Turnpike and the several toll-bridges in Essex county, was read.

Mr. Bird of North Chelsea moved to amend it by inserting "Middlesex" after "Essex," in section 3, line 16, (printed bill,) and by striking out in lines 16 and 17 the words, "and the city of Charlestown in the county of Middlesex;" but the motion was rejected, and the bill was ordered to a third reading.

Resolve in favor of Harvey D. Parker & Company, was read and ordered to a third reading.

Report, inexpedient, on an order relative to abolishing the office of assistant-registers of probate and insolvency, was accepted.

Bill to incorporate the Boston and Chicago Adjustable Car Company, was read and amended, and ordered to a third reading.

Bill relating to the issue of stock by railroad corporations was, on motion of Mr. Train of Boston, referred to the committee on the Judiciary.

Bill in addition to an act incorporating the Pneumatic Dispatch Company, was read and passed to be engrossed, and the title was amended so as to read, Bill authorizing the Pneumatic Dispatch Company to carry passengers. Sent up for concurrence.

Bill in addition to an act to establish the city of New Bedford, was read and ordered to a third reading.

Bill for the better enforcement of the laws was considered, and the Senate's amendments were concurred in.

Report, inexpedient, relative to amending sections 97 and 98 of chapter 63 of the General Statutes, was, on motion of Mr. Warren of Waltham, postponed until to-morrow.

Report, inexpedient, on an order relative to the protection of steam boilers, was accepted, and sent up for concurrence.

Adjourned.

SATURDAY, May 2, 1868.

Met according to adjournment.

On motion of Mr. Cook of Richmond,—

Birds' eggs.

*Ordered*, That the committee on Agriculture consider the expediency of reporting a bill to prevent the destruction of the eggs of such birds as are spared from destruction by law.

*Papers from the Senate.*

Dental College.

The petition of Horatio R. Storer and others in aid of the bill to incorporate the Boston Dental College; and the remonstrances of O. F. Harris and others, Joseph Beals and others, Flavius Searle and others, E. M. Goodrich and others, Thomas W. Meekins and others, and J. J. Vincent and others, against the same, were severally referred to the committee on Education, in concurrence.

License law.

Bill concerning the sale of intoxicating liquors, introduced on leave in the Senate, came down, and was read and referred to the committee on that subject, in concurrence.

**Bills :**

Sheffield R. Co.

Authorizing the town of Sheffield to take stock in the Sheffield Railroad Company;

Highway and bridge in Somerset.

To authorize the county commissioners of the County of Bristol to lay out a highway and construct a bridge in the town of Somerset;

Probate courts in Norfolk.

Fixing the times and places of holding probate courts in the county of Norfolk;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading, except the last named, which was read and referred to the committee on Probate and Chancery.

David E. Blackstock.

On motion of Mr. Huntington of Amesbury, the resolve in favor of David E. Blackstock and others, was taken from the table and placed in the orders of the day for Monday.

Orders of the day.

The orders of the day were taken up.

Report, inexpedient, on an order relative to amending sections 97 and 98 of chapter 63 of the General Statutes, was, on motion of Mr. Warren of Waltham, postponed until Monday.

Bill concerning the lighting of railway passenger cars, was, on motion of Mr. Drew of Plymouth, postponed until Monday.

**BiHs:**

To authorize the city of Boston and the town of West Roxbury to improve Stony Brook and its tributaries;

Authorizing the Temporary Home for the Destitute to hold additional real and personal estate;

**Resolves:**

In favor of Elizabeth W. Morse;

In favor of Emily J. Cressy;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on petition of Nymphas Davis and others, was accepted and sent up for concurrence.

Bill concerning the Salem Turnpike, and the several toll bridges in Essex County, was read and amended, and passed to be engrossed.

Afterwards, Mr. Dana of Cambridge moved a reconsideration, which motion was placed in the orders of the day for Monday.

Resolve in favor of H. D. Parker & Company was read and passed to be engrossed, by a vote of 73 to 39.

**Bills:**

To incorporate the Boston and Chicago Adjustable Car Company;

For the more effectual prevention of cruelty to animals;

To increase the capital stock of the Wamsutta Mills;

In relation to mortgages of real estate;

To incorporate the Roxbury Young Men's Christian Association;

Concerning the fire department of the city of Worcester;

Authorizing the Salem Lyceum to mortgage real estate;

Fixing the times of holding courts of probate in the county of Barnstable;

In addition to an act to establish the city of New Bedford;

Were severally read, and the last named amended, and severally passed to be engrossed, in concurrence.

**Bills:**

For the further protection of the rights and interests of the several counties;

To amend an act to incorporate the Penitent Females' Refuge in the city of Boston ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

*Bills passed.*

Engrossed bills :

To authorize the town of North Bridgewater to pay bounties to re-enlisted volunteers upon the quota of said town ;

To incorporate the West Amesbury Branch Railroad Company ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Adjourned.

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MONDAY, May 4, 1868.

Met according to adjournment.

*Dedham Gas Light Co.*

Mr. Bullard of Dedham, on leave, introduced a bill in addition to an act to incorporate the Dedham Gas Light Company ; which was read and referred to the committee on Manufactures, and sent up for concurrence.

*Town of Holyoke.*

Mr. Snow of Chicopee presented the petition of the town of Holyoke, that the proceedings of its town meeting of March 16, at which the moderator was chosen without a ballot, may be legalized ; which was referred to the committee on the Judiciary.

*Reading of bills.*

On motion of Mr. Dana of Cambridge,—

*Ordered*, That for the remainder of this session, bills and resolves may take their second reading by their titles, unless any member calls for a reading of the same at length.

*Adjustable Car Co.*

On motion of Mr. Hobbs of Roxbury, the House voted to reconsider the vote by which the bill to incorporate the Boston and Chicago Adjustable Car Company, was passed to be engrossed. The bill was then amended, and passed to be engrossed, and sent up for concurrence.

*Two sessions a day.*

On motion of Mr. Hobbs of Roxbury, the order for two sessions a day was rescinded, by a vote of 113 to 28.

*Hour of meeting.*

On motion of Mr. Wilder of Boston,—

*Ordered*, That on and after Tuesday, May 5, the sessions of the House commence at one o'clock, P. M. Afterwards,

this vote was reconsidered, and the order amended by substituting two o'clock, and adopted.

On motion of Mr. Train of Boston, the following bills, resolves, &c., were taken from the table, and placed in the orders of the day for to-morrow :—

**Bills:**

To authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company.

Williamsburg and N. Adams R. R.  
Ware River R. R. Co.

Authorizing the town of Ware to subscribe for and hold shares in the capital stock of the Ware River Railroad Company, and for other purposes.

To unite the cities of Boston and Charlestown.

Boston and Charlestown. County commissioners of Bristol.

Giving certain powers to the county commissioners of the county of Bristol.

**Resolves:**

In favor of Stephen I. Newman.

Stephen I. Newman.

In favor of Oliver Nowell.

Oliver Nowell.

In aid of the Temporary Asylum for Discharged Female Prisoners at Dedham.

Asylum for Discharged Female Prisoners.

Reports on the memorial of H. Haupt & Company.

H. Haupt & Co.

Mr. Train of Boston, from the committee on the Judiciary, reported the bill to amend the charter of the city of Boston, in a new draft. Read and ordered to a second reading.

Charter of Boston.

Mr. Train, from the same committee, to whom was referred the bill relating to the issue of stock by railroad corporations, and the bill in relation to dividends by railroad corporations and telegraph and gas companies, reported them in one bill, entitled, Bill in relation to the stock and dividends of railroad, telegraph and gas companies. Read and ordered to a second reading.

Dividends by railroad corporations

Mr. Train, from the same committee, on an order of April 1, recommitted, reported a bill to amend chapter 161 of the General Statutes. Read and ordered to a second reading.

Malevolent trespasses.

Mr. Howland of Lynn, from the same committee, on an order of March 23, reported a bill in relation to assessment of taxes of estates omitted in the annual taxation. Read and ordered to a second reading.

Estates omitted in the taxation.

Also, on an order of January 20, relative to fraudulent transactions of officers of corporations, that the subject should be referred to the next General Court. Placed in the orders of the day for to-morrow.

Fraudulent transactions of officers of corporations.

Property of  
married wo-  
men.

Mr. Adams of Quincy, from the same committee, reported that the bill further to protect the property and rights of married women ought to pass. Ordered to a second reading.

Inspectors of  
almshouses  
to hear com-  
plaints.

Also, that it is inexpedient to legislate on the subject of an order of March 31, relating to section 7, chapter 198 of the acts of 1866. Placed in the orders of the day for to-morrow.

Boston  
Young Men's  
Christian  
Association.

Mr. Dana of Cambridge, from the same committee, reported a bill to authorize the Boston Young Men's Christian Association to hold further amounts of real and personal estate. Read and ordered to a second reading.

Assessment  
of taxes.

Also, that the House ought to concur in the Senate's amendments to the bill relating to the assessment of taxes. Placed in the orders of the day for to-morrow.

Town of  
Cummington.

Also, that the bill concerning school districts in the town of Cummington, ought not to pass. Placed in the orders of the day for to-morrow.

Private ways  
of Boston.

Also, that the bill relating to private ways in the city of Boston, ought to pass. Ordered to a second reading.

Literary In-  
stitute of  
Plymouth.

Mr. Goddard of Worcester, from the committee on Education, reported in a new draft the bill to incorporate the Young Men's Literary Institute of Plymouth. Read and ordered to a second reading.

Horace  
Mann's  
Works.

Also, that it is inexpedient to legislate, on an order of March 17, relative to supplying Horace Mann's works to town libraries. Placed in the orders of the day for to-morrow.

Police court  
of Spring-  
field.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, reported inexpedient to legislate, on the several orders,

Police courts  
—salaries.

Of March 19, relative to the jurisdiction of the police court of Springfield ;

Of February 19, relative to the salaries of justices and clerks of police courts.

Also, leave to withdraw, on the several petitions of

The justice of the police court of Milford ;

The clerk of the police court of Salem ;

The justice and clerk of the police court of Fall River.

Severally placed in the orders of the day for to-morrow.

Police courts  
in Charles-  
town and  
Lynn.

Also, on the petitions of the justice and clerk of the police court of Charlestown, and the justice and clerk of the police court of Lynn, a bill concerning the salaries of the clerks of the police courts in the cities of Charlestown and Lynn ; which was read and referred to the committee on Finance.

Mr. Brownell of Westport, from the committee on Prisons, State prison. to whom was referred the message of the Governor concerning improvements at the state prison, reported a resolve in favor of Gideon Haynes; which was read and referred to the committee on Finance.

*Papers from the Senate.*

The petition of I. J. Wetherbee and others, and J. H. Mower and others, in aid of the bill to incorporate the Boston Dental College, were referred in concurrence to the committee on Education. Dental College.

Notice was received from the Senate that House bills

In relation to the fees of sheriffs;

Authorizing the proprietors of the Cambridge and Brookline Bridge to convey their bridge and franchise to the city of Cambridge; Fees of sheriffs, Cambridge and Brookline Bridge.

In relation to indictments for murder; and

The resolution concerning the taxation of shares in the capital stock of national banks; Indictments for murder. Taxation of national banks.

Had severally been rejected by the Senate.

The bill to enable the city of Newburyport to take stock in the Newburyport and Amesbury Horse Railroad Company, specially assigned, was called up, and Mr. Jackman of Newburyport moved to amend it by substituting a bill to enable the city of Newburyport and the towns of Amesbury and Salisbury to take stock in the road. This bill was amended on motion of Mr. Adams of Newburyport, and the motion by Mr. Jackman was then agreed to, and the bill as amended was ordered to a third reading. Newburyport and Amesbury Horse R. R. Co.

On motion of Mr. Collins of Boston the bill to authorize the county commissioners of the county of Middlesex to lay out a highway and construct a bridge over Malden River, was assigned for consideration at 2½ o'clock, to-morrow, instead of 11½ o'clock, the House having voted not to hold a session in the forenoon. Bridge over Malden River.

The orders of the day were taken up. Orders of the day.

By a vote of 39 to 100 the House refused to reconsider the vote by which it passed to be engrossed the bill concerning the Salem Turnpike and the several toll-bridges in Essex County, and the bill was sent to the Senate for concurrence.

Report, inexpedient, on an order relative to amending sections 97 and 98 of chapter 63 of the General Statutes, was accepted, a motion by Mr. Warren of Waltham to amend by substituting a bill (House 279) being first rejected.



Bill concerning the lighting of railway passenger cars, was on motion of Mr. Warren of Waltham, recommitted to the committee on Railways and Canals.

Bill to authorize the town of Sheffield to take stock in the Sheffield Railroad Company, was read and amended on motion of Mr. Dana of Cambridge, so as to require a two-thirds vote of the town, and ordered to a third reading.

Bill to authorize the county commissioners of the county of Bristol to lay out a highway and construct a bridge in the town of Somerset, was read and ordered to a third reading.

Senate resolves :

In favor of David E. Blackstock and others ;

In favor of Elizabeth W. Morse ;

In favor of Emily J. Cressy ;

Were severally, on motion of Mr. Dana of Cambridge, postponed until to-morrow.

Bills :

To authorize the city of Boston and the town of West Roxbury to improve Stony Brook and its tributaries ;

Authorizing the Temporary Home for the Destitute to hold additional real and personal estate ;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills passed.

Engrossed bills :

Making additional appropriations for the expenses of the state almshouses, the hospital at Rainsford Island, the Reform School at Westborough, the Massachusetts Nautical School, the support and relief of state lunatic paupers, and for other purposes ;

To authorize the appointment of additional masters in chancery in the counties of Essex, Middlesex and Suffolk ;

In relation to the overseers of the poor of the city of Boston ;

For the better enforcement of the laws ;

Giving additional powers to the Jamaica Pond Aqueduct Corporation ;

To further amend the charter of the Howard Benevolent Society ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed resolve in relation to a statue of the late John A. Andrew, (which originated in the Senate,) was passed, and signed, and sent to the Senate.

Adjourned.

TUESDAY, May 5, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

On motion of Mr. Williams of Taunton,—

*Ordered*, That when the House adjourns, it adjourn to meet on Thursday, at 2 o'clock, P. M. Hour of meeting.

Mr. Field of Shelburne presented the petition of C. W. Shattuck and others of Coleraine, in aid of the petition of the Northampton and Shelburne Falls Railroad Company; which was referred to the committee on Railways and Canals, and sent up for concurrence. Northampton and Shelburne Falls Railroad.

On motion of Mr. Abbott of Middleborough,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 43 of chapter 24 of the General Statutes, so as to authorize fire districts to construct reservoirs. Fire districts

Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of May 1, reported a bill concerning dogs, and amending chapter 130 of the acts of the year 1867. Dogs.

Also, on petition of members of the Hampden County bar, a bill changing the time of holding the October term of the superior court for that county. Superior court for Hampden County.

Mr. Drew of Plymouth, from the committee on Railways and Canals, reported a bill authorizing the Milford and Woonsocket Railroad Company to mortgage its railroad and franchise. Milford and Woonsocket R. R. Co.

Severally read and ordered to a second reading.

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that the bill concerning the indexing of records in the registries of deeds ought not to pass. Indexing of records.

Also, inexpedient to legislate, on an order of March 31, relative to compensation for damages in case of alterations of streets. Alterations of streets.

Mr. Train of Boston, from the same committee, reported that the bill concerning the sale of public property ought not to pass. Sale of public property.

Eastern  
Bridge.

Mr. Fay of Boston, from the committee on Roads and Bridges, on the petition of Robert Fowler and others, recommended, reported leave to withdraw, for want of legal notice.

Town of  
Somerville.

Mr. Howland of Lynn, from the committee on the Judiciary, reported that the bill for supplying the town of Somerville with water, ought to pass.

Taxes in fire  
districts.

Mr. Adams of Quincy, from the same committee, on an order of March 31, relative to the assessment of taxes in fire districts, reported inexpedient to legislate.

Severally placed in the orders of the day for Thursday.

Mr. Walker of Springfield, from the committee on Finance, reported that the resolves

Gideon  
Haynes,  
School for  
Idiotic  
Youth.

In favor of Gideon Haynes;

In favor of the Massachusetts School for Idiotic and Feeble-minded Youth;

Ought to pass.

Discharged  
Soldiers'  
Home.

Mr. Parsons of Brookline, from the same committee, reported that the resolve in favor of the Discharged Soldiers' Home, ought to pass.

Charles Riv-  
er Naviga-  
tion Co.

Mr. Parsons of Brookline, from the committee on Harbors, reported that the bill to revive the Charles River Navigation Company ought to pass.

Severally ordered to a second reading.

Election of  
town officers.

Mr. Adams of Quincy, from the committee on the Judiciary, on the petition of the town of Holyoke, reported a bill concerning the election of town officers. Read and ordered to a second reading.

Town of  
Conway.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the petition of the town of Conway, reported leave to withdraw for want of legal notice. On motion of Mr. Field of Shelburne, the petition was recommitted to the committee, with instructions to hear the parties.

Northamp-  
ton and Shel-  
burne Falls  
R. R. Co.

Mr. Mixter of Hardwick, from the same committee, on the petition of the Northampton and Shelburne Falls Railroad Company, reported leave to withdraw. On motion of Mr. Field of Shelburne, the report was laid on the table.

#### *Papers from the Senate.*

Dental Col-  
lege.

The remonstrances of E. T. Leach and others, A. T. Johnson and others, A. F. Davenport and others, Charles E. Parsons, James H. Webber and Edward Page, D. W. Leach and others, Joseph E. Fiske and others, James C. Mara and others, H. M. Miller, Lester Noble, A. A. Howland, R. Clarke, Jesse Porter, B. F. Leach, Samuel F. Howland,

severally against the incorporation of the Boston Dental College, were severally referred in concurrence to the committee on Education.

Bill to incorporate the Mechanics' Mills, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Manufactures. Mechanics' Mills.

The order adopted by the House May 1, relative to the flag-staff, was amended in concurrence, so as to instruct the committee on the State House to "inquire into the expediency" of causing it to be removed. Flag-staff.

House resolve in favor of Isaac Flye came from the Senate with the following indorsement:— Isaac Flye—  
Money bills.

SENATE, May 4, 1868.

On motion of Mr. Schouler of Essex,—

*Ordered*, That it appears by the journal of the Senate that a resolve in favor of Isaac Flye passed the Senate on the 6th day of April last past, and was sent to the honorable House of Representatives. Said resolve was identical with this, with the exception that the word "January" is substituted for the word "April." This resolve does not come from the honorable House asking the Senate to concur in the change, but as an original resolve introduced into the honorable House on the 22d day of April, and makes no reference to the resolve which had already been passed by the Senate on the 6th day of April, and sent to the honorable House. For these reasons, this resolve is respectfully returned to the honorable House of Representatives.

And the same is hereby returned.

S. N. GIFFORD, *Clerk*.

On motion of Mr. Train of Boston, the resolve was laid upon the table.

Bills:

Relating to investments by savings banks and institutions for savings;

To incorporate the Great Barrington Water Company;

To authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Report, reference to the next General Court on the petition of Frederick Brownell and others, accepted in the Senate, came down, and was placed in the orders of the day for Thursday. Hicks's  
Bridge.

Sidewalks in cities.

Bridge over Malden River.

Notice was received from the Senate of the rejection of House bill concerning sidewalks in cities.

On motion of Mr. Hervey of Medford, the bill to authorize the county commissioners of the county of Middlesex to lay out a highway and construct a bridge over Malden River, was postponed and specially assigned for Thursday, at 2½ P. M.

Orders of the day.

The orders of the day were taken up.

Bill giving certain powers to the county commissioners of the county of Bristol, was, on motion of Mr. Train of Boston, laid upon the table.

Bills :

To amend the charter of the city of Boston ;

To amend chapter 161 of the General Statutes ;

Relating to assessment of taxes of estates omitted in the annual taxation ;

Relating to private ways in the city of Boston ;

To authorize the Boston Young Men's Christian Association to hold further amounts of real and personal estate ;

To incorporate the Young Men's Literary Institute of Plymouth ;

Were severally read and ordered to a third reading.

Bill relating to the assessment of taxes was considered, and the Senate's amendments thereto were concurred in.

Reports, inexpedient, on the several orders

Relative to amending section 7, chapter 198, of the acts of 1866 ;

Relative to extending the jurisdiction of the police court of Springfield ;

Relative to the salaries of the justices and clerks of police courts ;

Relative to furnishing town libraries with Horace Mann's works ;

Were severally accepted, and the last named sent up for concurrence.

Reports, leave to withdraw, on the several petitions of

The justice of the police court of Milford ;

The clerk of the police court of Salem ;

Were severally accepted.

Bill concerning school districts in the town of Cummington, was rejected.

Bill to authorize the county commissioners of the county of Bristol to lay out a highway and construct a bridge in

the town of Somerset, was read and passed to be engrossed, in concurrence.

Resolve in favor of Stephen I. Newman was taken up, the Money bills. question being on the appeal from the Speaker's decision in relation thereto.

On motion of Mr. Potter of Arlington, the vote by which the yeas and nays were refused was reconsidered, and the yeas and nays were ordered.

And, after debate, the roll was called, and there were one hundred and forty-two yeas and fifteen nays.

The yeas and nays were as follows :

## YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
William F. Arnold,  
Henry Bassett,  
P. A. Beaman,  
Willard Blackinton,  
Charles H. Blanchard,  
Albert Blood,  
Morton V. Bonney,  
Charles Bradley,  
George E. Bridges,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Linus M. Child,  
Henry M. Clarke,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Moses Farnum,  
Charles H. Fiske,

Messrs. Ezra H. Flagg,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
James A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Josiah Gates,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Charles Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Alvah Holway,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
Edward A. Hulburt,  
William D. Jones,  
William W. Kellogg,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Edward H. Lathrop,  
Roger H. Leavitt,

**Messrs.** John Lee,  
Joseph B. Lombard,  
George H. Long,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Isaac H. Meserve,  
William Mixter,  
Amasa C. Morse,  
Edwin Mudge,  
Weaver Osborn,  
Thomas Parsons,  
John Perley,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Jeremiah A. Rich,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
Charles L. Shaw,

**Messrs.** William Sherburne,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Walter S. Sprague,  
Charles Stanwood,  
Edward S. Stebbins,  
James G. Tewksbury,  
Shepherd Thayer,  
Dexter A. Tompkins,  
Jacob P. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
A. G. Walker,  
George Walker,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Joel B. Williams,  
Warren Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
P. Ambrose Young.

**NAYS.**

**Messrs.** Stephen C. Felton,  
Charles A. Fox,  
George W. Jackman, Jr.,  
Dexter S. King,  
Frederick A. Morey,  
George H. Peirson,  
William R. Sessions,  
Isaac H. Stearns,

**Messrs.** John W. Stevens,  
Newell A. Thompson,  
John M. Tobin,  
George E. Towne,  
Charles R. Train,  
Benjamin J. Williams,  
George F. Williams.

Yeas, 142 ; Nays, 15.

**ABSENT OR NOT VOTING.**

**Messrs.** Levi A. Abbott,  
Samuel Appleton,  
John H. Bangs,

**Messrs.** William Barker, Jr.,  
William G. Bates,  
Irving Bates,

**Messrs.** Hugh R. Bean,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 John C. Blasdel,  
 Oliver H. P. Brown,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 William H. Burbeck,  
 James Capen,  
 Jonas A. Champney,  
 Charles W. Chase,  
 Heman B. Chase,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Charles H. Drew,  
 Thomas J. Fay,  
 James B. Francis,  
 Samuel T. Field,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Levi S. Gould,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 George W. Heywood,  
 Anson P. Hooker,  
 Daniel Howard,  
 J. R. Huntington,  
 Harvey Jewell, (Speaker,)  
 Lewis S. Judd,  
 William Knowlton,  
 Joseph Leavitt,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locke,

**Messrs.** Willard Mann,  
 James F. Mansfield,  
 John Manson,  
 Murdock Matheson,  
 Leonard McKenzie,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 Henry Newton,  
 John P. Ordway,  
 Dan Packard,  
 Simeon Perkins,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Otis Rich,  
 Eleazer Richmond,  
 Joseph Ross,  
 Otis T. Ruggles,  
 John Severson,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Levi Wallace,  
 Horace Ward,  
 Eben N. Wardwell,  
 Windsor N. White,  
 William Whiting,  
 Charles W. Wilder,  
 John A. Wiley,  
 Nathan S. Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 William H. P. Wright.

So the decision of the Chair was affirmed as the judgment of the House.

Mr. Dana of Cambridge offered an order on the subject of this resolve and other Senate resolves in the orders of the day affected by the judgment of the House, which was laid over until Thursday.

Engrossed bills:

To authorize certain corporations to subscribe to the capital stock of the Mansfield and Framingham Railroad; Bills passed.



Concerning the education of deaf mutes ;  
 Authorizing the Cambridge Gas Light Company to increase its capital stock ;

Authorizing the county commissioners for the county of Plymouth to lay out a highway and construct a bridge over North River ;

(Which severally originated in the House of Representatives ;)

Fixing the times of holding courts of probate in the county of Barnstable ;

Authorizing the Salem Lyceum to mortgage real estate ;  
 In relation to mortgages of real estate ;

To increase the capital stock of the Wamsutta Mills ;

To incorporate the Roxbury Young Men's Christian Association ;

Concerning the fire department of the city of Worcester ;  
 (Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Adjourned.

THURSDAY, May 7, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

Police courts  
—salaries.

Mr. Walker of Springfield moved a reconsideration of the vote by which the report inexpedient on an order relative to the salaries of the justices and clerks of police courts was yesterday accepted. And the motion to reconsider was laid upon the table.

The order offered on Tuesday by Mr. Dana was taken up and modified, and passed, in the following form :—

Money bills.

*Ordered*, That the committee on the Judiciary inquire and report what action, if any, is proper on the part of this House, in view of the decision of the House on appeal from the ruling of the Speaker in the case of Stephen I. Newman.

Worcester  
North Sav-  
ings Insti-  
tution

Mr. Towne of Fitchburg presented the petition of David Boutelle and others of Fitchburg, for the incorporation of the Worcester North Savings Institution ; which was referred to the committee on Banks and Banking, and sent up for concurrence.

Trout in  
Jones' Mill  
Creek.

Mr. Parsons of Brookline, on leave, introduced a bill to protect trout in Jones' Mill Creek, in West Barnstable ;

which was read and referred to the committee on the Fisheries, and sent up for concurrence.

Mr. Goddard of Worcester, from the committee on Education, on the petition of George T. Bigelow and others, reported a resolve in favor of the Museum of Comparative Zoölogy; which was read and referred to the committee on Finance. Museum of Zoology.

Mr. Ordway of Boston, from the same committee, to whom was recommitteed the bill to amend section 34 of chapter 38 of the General Statutes, in relation to the compensation of school committees, reported that it ought not to pass. Placed in the orders of the day for to-morrow. Pay of school committees.

Mr. Gaylord of Boston obtained leave to introduce a bill in addition to an act incorporating the Massachusetts Institute of Technology; which, under a suspension of rules, was read and ordered to a second reading. Institute of Technology.

Mr. Goddard of Worcester, from the committee on Education, on an order of February 18, reported a bill concerning the employment of children in manufacturing and mechanical establishments. Read and ordered to a second reading. Children in factories.

Mr. Adams of Quincy, from the committee on the Judiciary, on the petition of John A. Lowell, and others, reported a bill to regulate voting at meetings of manufacturing and other corporations. Read and ordered to a second reading. Voting in corporations

Also, that it is inexpedient to legislate on the subject of an order of May 5, concerning the power of fire districts to construct reservoirs. Placed in the orders of the day for to-morrow. Fire districts

Mr. Dana of Cambridge, from the same committee, to whom was referred the message of the Governor on the subject of the bill to regulate the sale of intoxicating liquors, made a report on that subject, which was laid on the table and ordered to be printed; and, on motion of Mr. Towne of Fitchburg, 5,000 extra copies were ordered to be printed for the use of the Senate and House. (Printed in the Appendix.) Message of the Governor on the license law.

Mr. Walker of Springfield, from the committee on Finance, reported that the bill to aid the construction of the Lee and New Haven Railroad ought to pass, with certain amendments. Placed in the orders of the day for to-morrow. Lee and New Haven R. R.

Mr. Crowell of Dennis, from the committee on Banks and Banking, reported in a new draft the bill to authorize the Shelburne Falls Five Cents Savings Bank to hold real estate. Read and ordered to a second reading. Shelburne Falls Five Cents Savings Bank.

*Papers from the Senate.*

Town of  
Franklin.

Bill to authorize the town of Franklin to pay the First Congregational Parish of Franklin the sum of \$1,500, introduced on leave in the Senate, came down, and was read and referred to the committee on Towns, in concurrence.

Dedham  
Irish Be-  
nevolent So-  
ciety.

Bill to incorporate the Dedham Irish Benevolent Society, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Public Charitable Institutions.

H. D. Parker  
& Co.

House resolve in favor of H. D. Parker & Company came from the Senate, with this endorsement:—

SENATE, May 5, 1868. Read once, and on motion of Mr. Schouler of Essex, it was resolved that it appears by the journal of the Senate that a resolve in favor of H. D. Parker & Company passed the Senate on the 16th day of April, and was sent to the honorable House of Representatives. Said resolve was identical with this. This resolve does not come from the honorable House asking the Senate to concur in any amendment, but as an original resolve, introduced into the honorable House on the 2d day of May, and makes no reference to the resolve which had already passed the Senate on the 16th day of April, and sent to the honorable House of Representatives. For these reasons, the resolve is respectfully returned to the House of Representatives.

S. N. GIFFORD, *Clerk.*

The resolve was laid upon the table.

Prisoners in  
jails, &c.

Notice was received from the Senate that House bill in relation to prisoners in jails and houses of correction had been rejected by the Senate.

Orders of the  
day.

The orders of the day were taken up.

Bills:

To further protect the property and rights of married women ;

Concerning dogs, and amending chapter 130 of the acts of the year 1867 ;

Changing the time of holding the October term of the superior court for the county of Hampden ;

For supplying the town of Somerville with water ;

To authorize the Milford and Woonsocket Railroad Company to mortgage its railroad and franchise ;

Concerning the election of town officers ;

To authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes ;

To incorporate the Great Barrington Water Company ; and

**Resolves:**

In favor of Gideon Haynes ;

In favor of the Massachusetts School for Idiotic and Feeble-minded Youth ;

Were severally read and ordered to a third reading.

**Reports:**

Reference to the next General Court on an order relative to fraudulent transactions of officers of corporations ;

And inexpedient to legislate on the several orders relative to the assessment of taxes in fire districts ;

Relative to damages for alteration of streets ;

Were severally accepted.

Report, leave to withdraw, on petition of Robert Fowler and others, was accepted and sent up for concurrence.

Report, reference to the next General Court, on petition of Frederick Brownell and others, was accepted, in concurrence.

**Bills:**

To authorize the town of Sheffield to take stock in the Sheffield Railroad Company ;

Relating to private ways in the city of Boston ;

Were severally read, and passed to be engrossed, in concurrence.

**Bills:**

To authorize the Boston Young Men's Christian Association to hold additional real and personal estate ;

To incorporate the Young Men's Literary Institute of Plymouth ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

The orders of the day were laid upon the table.

Bill to authorize the county commissioners of the county of Middlesex to lay out a highway, and construct a bridge over Malden River, was called up. Bridge over  
Malden  
River.

Mr. Tarbox of Lawrence moved to amend section 1 by adding, "or across Mystic River in the town of Medford, at any point they may deem expedient," and by adding to section 2, "except that they may assess upon any city or town of said county of Middlesex such proportion of the expense of constructing and maintaining such highway as, in their judgment, shall be just and equitable."

After debate, on motion of Mr. King of Boston, the previous question was ordered.

The amendments were rejected, and the bill was then rejected by a vote of 32 to 77.

Williams-  
burg and N.  
Adams R. R.

On motion of Mr. Collins of Boston, the bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company, was discharged from the orders of the day, and postponed and specially assigned for to-morrow, at 2½ o'clock, P. M.

H Haupt &  
Co.

On motion of Mr. Potter of Arlington, the reports in relation to the claim of H. Haupt & Co. were discharged from the orders of the day, and postponed, and specially assigned for Tuesday, at the same hour.

Boston and  
Charlestown.

On motion of Mr. White of Charlestown, the bill to unite the cities of Boston and Charlestown was discharged from the orders of the day, and postponed, and specially assigned for Wednesday, at the same hour.

Discharged  
Soldiers'  
Home.

On motion of Mr. Fox of Boston, the resolve in favor of the Discharged Soldiers' Home, was discharged from the orders of the day, and was read and amended.

No quorum.

Pending the question of ordering it to a third reading, Mr. Hobbs of Roxbury objected to further proceedings because a quorum is not present.

The House being counted, only 93 members appeared to be present, and the House

Adjourned.

FRIDAY, May 8, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

Hour of  
meeting.

On motion of Mr. Sessions of Wilbraham,—

*Ordered*, That the House meet to-morrow at 10 o'clock, A. M.

Worcester  
Mutual Fire  
Insurance  
Co.

Mr. Woodworth of Worcester, on leave, introduced a bill in further addition to an act incorporating the Worcester Mutual Fire Insurance Company; which was read and referred to the committee on Insurance and sent up for concurrence.

Corporal  
punishment.

On motion of Mr. Ordway of Boston,—

*Ordered*, That the committee on Education have leave to report in print on the subject of corporal punishment in schools. Sent up for concurrence.

Dedham Gas  
Light Co.

Mr. Blackinton of Attleborough, from the committee on Manufactures, reported that the bill in addition to an Act to

incorporate the Dedham Gas Light Company ought to pass. Ordered to a second reading.

Mr. Wiley of North Andover, from the same committee, Inspectors of coal oils. on an order of May 1st, relative to inspectors of coal and petroleum oils, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Mr. Walker of Springfield, from the committee on Lakes Erie and Ontario. Federal Relations, reported that the resolutions in relation to a ship canal connecting Lakes Erie and Ontario, ought to pass. Placed in the orders of the day for to-morrow.

Mr. Adams of Quincy, from the same committee, on an Mail contracts. order of January 30, relative to mail contracts for the proposed line of steamships between Boston and European ports, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

Mr. Walker, from the same committee, on an order of Lincoln monument. March 20, relative to the expediency of making an appropriation for the National Lincoln monument, reported that the question of making appropriations of money to be expended out of the state for purposes kindred to that presented to the consideration of the committee in the order, having been fully discussed by former Legislatures, and the decisions having been uniformly adverse to the making of such appropriations, the committee are unanimously of opinion that it is inexpedient to adopt any legislation in the premises. Placed in the orders of the day for to-morrow.

Mr. Haynes of Springfield, from the committee on the Julian O. Mason. State House, on the petition of Julian O. Mason, reported leave to withdraw. Placed in the orders of the day for to-morrow.

Mr. Lathrop of Huntington, on leave, introduced a bill Police judge of Springfield. allowing the justice of the police court of the city of Springfield clerical assistance. Referred to the committee on the Judiciary.

### *Papers from the Senate.*

The report of the committee on Agriculture, leave to Westboro' Agricultural Society. withdraw, on the petition of the Westborough Agricultural Society, which had been recommitted by the House to the committee with instructions to report a bill in accordance with the prayer of the petitioners, came from the Senate, that branch having non-concurred in the recommitment. On motion of Mr. Train of Boston, the House voted to recede; and the report was then accepted in concurrence.

Notice was received of the rejection by the Senate, of House bills

School districts.

In addition to an act concerning the distribution of the income of the school fund ;

Taxation of savings banks.

In relation to the taxation of deposits in savings banks.

Orders of the day.

The orders of the day were taken up.

Bills :

To regulate voting at meetings of manufacturing and other corporations ;

To authorize the Shelburne Falls Five Cents Savings Bank to hold real estate ;

In addition to an act incorporating the Massachusetts Institute of Technology ;

Were severally read and ordered to a third reading.

Bill to amend section 84, chapter 88 of the General Statutes, relating to the compensation of school committees, was rejected.

Report, inexpedient, on an order relative to authorizing fire districts to construct reservoirs, was accepted.

Bills :

Changing the time of holding the October term of the superior court for the county of Hampden ;

To authorize the Milford and Woonsocket Railroad Company to mortgage its railroad and franchise ;

Concerning the election of town officers ; and

Resolves :

In favor of Gideon Haynes ;

In favor of the Massachusetts School for Idiotic and Feeble-Minded Youth ;

Were severally read and passed to be engrossed, and sent up for concurrence.

Bill for supplying the town of Somerville with water, was read and passed to be engrossed in concurrence.

Williamsburg and N. Adams R. R.

Bill to authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad, specially assigned, was called up, and was read.

Mr. Arnold of Northampton moved to amend it by striking out the provision, inserted at the previous stage, requiring a vote of two-thirds in each town. The motion was agreed to by a vote of 110 to 49, and the bill amended accordingly, and passed to be engrossed and sent up for concurrence.

Orders of the day.

The orders of the day were again taken up.

Resolve in favor of the Discharged Soldiers' Home, was further considered and again amended and ordered to a third reading.

**Resolves:**

In favor of Elizabeth W. Morse;

In favor of Emily J. Cressy;

In aid of the Temporary Asylum for Discharged Female Prisoners at Dedham;

Money bills.

Were on motion of Mr. Dana of Cambridge, severally laid aside, as coming within the designation of money bills, originating in the Senate, and as having been by the decision of the House declared not within the power of the Senate to originate.

Bill authorizing the town of Ware to subscribe for and hold shares in the capital stock of the Ware River Railroad Company, and for other purposes, was read, and passed to be engrossed and sent up for concurrence.

Bill in relation to the stock and dividends of railroad, telegraph and gas light companies, was read and amended, on motion of Mr. Child of Boston, by striking out, "and no such corporation shall hereafter declare or pay a greater dividend than ten per cent. per annum on its capital stock," and ordered to a third reading.

Report, leave to withdraw, on the petition of the justice and clerk of the police court of Fall River, was on motion of Mr. Allen of Newton, postponed until to-morrow; and Mr. Allen gave notice that he should move to amend the report by substituting a resolve.

Bill to enable the city of Newburyport and the towns of Amesbury and Salisbury to take stock in the Newburyport and Amesbury Horse Railroad Company, was read, and passed to be engrossed and sent up for concurrence.

Bill concerning the sale of public property, was on motion of Mr. Jackman of Newburyport, laid upon the table.

Bill concerning the indexing of records in registries of deeds, was rejected.

**Bills:**

To revive the Charles River Navigation Company;

Relating to investments by savings banks and institutions for savings;

Were severally read and ordered to a third reading.

Bill to amend the charter of the city of Boston, was on motion of Mr. Child of Boston, postponed until to-morrow.

Bill to amend chapter 161 of the General Statutes, was read and passed to be engrossed, and the title was amended so as to read bill relating to malicious trespasses. Sent up for concurrence.

Bill relating to assessment of taxes omitted in the annual No quorum.



taxation, was read and amended, and pending its further consideration Mr. Osborn of Fall River objected to further proceedings because of the lack of a quorum.

And the House being counted, 94 members only appeared to be present.

Adjourned.

SATURDAY, May 9, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

Westboro' Agricultural Society.

On motion of Mr. Appleton of Southborough, the vote by which the House accepted the report, leave to withdraw, on petition of the Westborough Agricultural Society, was reconsidered, and the House then voted to insist on its recommitment of the report, with instructions. Sent up for concurrence.

Springfield city charter.

Mr. Haynes of Springfield, on leave, introduced a bill to amend the charter of that city; which was read and referred to the committee on the Judiciary.

City of Lynn.

Mr. Howland of Lynn, on leave, introduced a bill in relation to the election and duties of the overseers of the poor of the city of Lynn; which was read and referred to the committee on the Judiciary.

On motion of Mr. Goddard of Worcester,—

Museum of Comparative Zoology.

*Ordered*, That the petition of George T. Bigelow and others, for an appropriation in aid of the Museum of Comparative Zoology, be printed for the use of the House.

Police Justice of Milford.

Mr. Stearns of Milford asked leave to introduce a bill establishing the salary of the justice of the police court in the town of Milford, but the Speaker ruled that the bill could not be received, under rule 56, a petition of the justice for an increase of salary having already been considered and rejected by the House.

Money bills.

Mr. Adams of Quincy, from the committee on the Judiciary, on an order of May 5, relative to action in view of the decision of the House in the case of Stephen I. Newman, reported the following order:

*Ordered*, That a message be transmitted to the Senate by the Clerk of the House, informing the Senate that the House of Representatives has declined to receive and entertain the following resolves, which originated in the Senate, and have been sent to the House of Representatives for its concurrent action, to wit:

Resolve in favor of Stephen I. Newman ;  
 Resolve in favor of O iver Nowell ;  
 Resolve in favor of David E. Blackstock and others ;  
 Resolve in favor of Isaac Flye ;  
 Resolve in favor of H. D. Parker and Company ;  
 Resolve in favor of Elizabeth W. Morse ;  
 Resolve in favor of Emily J. Cressy ;  
 Resolve in favor of the Temporary Asylum for Discharged  
 Female Prisoners at Dedham ; for the reason that this  
 House is of the opinion that said resolves are money bills,  
 within the true meaning of chapter 1, section 3, and article 7,  
 of the Constitution of the Commonwealth, and as such  
 could legally originate in the House of Representatives only.

Placed in the orders of the day for Monday.

Mr. Lathrop of Huntington, from the same committee, Police court  
of Spring-  
field.  
 reported that the bill allowing the justice of the police court  
 of Springfield clerical assistance, ought to pass.

*Papers from the Senate.*

**Bills :**

In addition to an act to incorporate the American Steam- American  
Steamship  
Company.  
Protection of  
highways.  
 ship Company ;  
 For the protection of highways and roads ;  
 Severally passed to be engrossed in the Senate, came  
 down, and were severally read and referred to the committee  
 on the Judiciary.

Bill to incorporate the Bowditch Mills, passed to be Bowditch  
Mills.  
 engrossed in the Senate, came down, and was read and  
 ordered to a second reading.

Bill relative to the blasting of rocks in the city of Boston, Blasting of  
rocks in Bos-  
ton.  
 passed to be engrossed in the Senate, in concurrence with  
 amendments, came down and was considered, and the  
 amendments were concurred in.

Report, leave to withdraw, on petition of Addison Gage, Horn Pond  
R. R. Co.  
 treasurer of the Horn Pond Railroad Company ;

Also inexpedient, on the several orders

Of March 6, relative to the filling in the Mystic River Mystic River  
Improve-  
ment Co.  
 Improvement Company's inclosure ;

Of March 27, relative to prohibiting inhabitants of other Clams and  
fish.  
 states from digging clams and catching fish in the inland  
 bays and harbors of this state ;

Also, reference to the next General Court, of the bill Hartford and  
New Haven  
R. R. Co.  
 concerning the Hartford and New Haven Railroad Company,  
 referred February 12 ;

Severally came down, having been accepted in the Senate, and were placed in the orders of the day for Monday.

Final adjournment.

Report of the committee on final adjournment, that the Legislature can be prorogued on Saturday, May 23d, accepted in the Senate, came down and was considered, and accepted in concurrence.

City of Newburyport.

Bill amending an act to establish the city of Newburyport, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Education.

Northampton Lunatic Hospital.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider and report upon the expediency of granting leave to the trustees of the Northampton Lunatic Hospital to make an exchange of land, for the purpose of straightening the boundary line of the land owned by the Commonwealth, and otherwise improving the same.

Orders of the day.

The orders of the day were taken up.

Resolutions in relation to a ship canal connecting Lakes Erie and Ontario, were adopted and sent up for concurrence. They are as follows :

*Whereas*, A free and cheap interchange of the products and manufactures of the different sections of the country, and a ready market for the same, accessible at all seasons of the year, lie at the foundation of any just and rational system of national finance, and constitute the strongest bond of national union ; and *whereas*, the cheapest and most direct transportation between the east and west is by vessels on free, navigable waters, and can be secured only by connecting Lakes Erie and Ontario by a ship canal on American territory ; therefore,

*Resolved*, That it is the duty of the general government to immediately construct such a canal, free to the commerce of the United States.

*Resolved*, That our senators and representatives in congress be earnestly requested to urge this subject upon the attention of that body, and to co-operate with the representatives of other sections of the country in such legislation, at their present session, as shall insure the speedy prosecution of this work.

*Resolved*, That copies of the foregoing preamble and resolutions be forwarded to each of our senators and representatives at Washington, to the chairmen of the committees of commerce and finance, and to the secretaries of the treasury and interior.

Reports, inexpedient, on the several orders

Relative to an appropriation for the Lincoln monument;  
Relative to the American line of steamships;  
Relative to inspectors of coal and petroleum oils;  
Were severally accepted and sent up for concurrence.

**Bills:**

To revive the Charles River Navigation Company;  
To regulate voting at meetings of manufacturing and other corporations;  
To authorize the Shelburne Falls Five Cents Savings Bank to hold real estate;  
In addition to an act incorporating the Massachusetts Institute of Technology;  
Were severally read and passed to be engrossed and sent up for concurrence.

The orders of the day were laid upon the table.

**Engrossed bills:**

*Bills passed.*

To establish the municipal court of the city of Worcester;  
Relating to the assessment of taxes;  
To incorporate the Cambridge Land and Building Association;  
To amend an act to incorporate the Penitent Females' Refuge in the city of Boston;  
(Which severally originated in the House of Representatives;)

For the more effectual prevention of cruelty to animals;  
To incorporate the Boston and Chicago Adjustable Car Company;

To authorize the county commissioners of the county of Bristol to lay out a highway and construct a bridge in the town of Somerset;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

The orders of the day were again taken up.

*Orders of the day.*

Bill relating to the assessment of taxes on estates omitted in the annual taxation, was further considered, and was passed to be engrossed, and sent up for concurrence.

Report, leave to withdraw, on the petition of the clerk of the police court of Fall River, was accepted, a motion to substitute a bill offered by Mr. Allen of Newton, being first rejected.

Bill to amend the charter of the city of Boston, was read, and after debate postponed until Tuesday.

Bill concerning the employment of children in manufacturing and mechanical establishments, was read, but not disposed of.

Adjourned.

MONDAY, May 11, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Clark, a member of the Senate.

Insurance  
Commissioner.

The 13th annual report of the Insurance Commissioner, part 1st, was received and referred to the committee on Insurance and sent up for concurrence.

Negotiable  
instruments.

Mr. Dana of Cambridge, from the committee on the Judiciary, on the petition of John S. Tyler and others, reported a bill respecting notice of non-acceptance or non-payment of negotiable instruments.

Height of  
chimneys.

Also, on an order of March 4, a bill for the regulation of the height of chimneys of manufacturing establishments.

Severally read and ordered to a second reading.

Overseers of  
the poor of  
Lynn.

Mr. Howland of Lynn, from the same committee, reported that the bill in relation to the election and duties of the overseers of the poor of the city of Lynn, ought to pass.

Agawam  
Bridge.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, reported that the bill to extend the time for constructing the Agawam Bridge, ought to pass.

Broadway R.  
R. Co.

Mr. Blanchard of Boston, from the committee on Horse Railways, reported that the bill to change the name of the Broadway Railroad Company, ought to pass.

Probate  
courts in  
Norfolk.

Mr. Hobbs of Roxbury, from the committee on Probate and Chancery, reported that the bill fixing the times and places of holding probate courts in the county of Norfolk, ought to pass.

Severally ordered to a second reading.

Mill-dam  
road, &c.

Mr. Adams, of Quincy, from the committee on the Judiciary, to whom was referred the petition of David Nevins and others, and an order of February 13, relative to the Western Avenue, reported a bill concerning the Mill-Dam road and the roads connected therewith belonging to the Commonwealth.

Land at  
Point Alder-  
ton.

Mr. Brown of New Bedford, from the committee on Federal Relations, on so much of the Governor's message as relates to the purchase of land at Point Alderton, reported a resolve in aid of the preservation and improvement of Boston Harbor.

Severally read and referred to the committee on Finance.

*Papers from the Senate.*

**Bills:**

To incorporate the Haverhill Odd Fellows' Hall Association; Haverhill  
Odd Fellows'  
Hall Association.

Concerning the Fitchburg Railroad Company; Fitchburg  
R. R. Co.

To incorporate the Turner's Falls Cutlery Company; Turner's  
Falls Cut-  
lery Co.

To amend the 2d section of chapter 38 of the General Statutes, in relation to high schools; High schools

To authorize the Magee Furnace Company to extend their wharf in Chelsea; Magee Fur-  
nace Co.

To authorize Mrs. Fenno Tudor to construct a wharf in Nahant; Mrs. Fenno  
Tudor.

To authorize the Boston and Hingham Steamboat Company to construct a wharf in Hull; Boston and  
Hingham  
Steamboat  
Company.

To authorize Charles E. Whitmarsh to extend his wharf in Dighton; Charles E.  
Whitmarsh.

To authorize Mary A. Gilley and heirs of John Gilley to extend their wharf in Marblehead; Mary A. Gil-  
ley.

To authorize Benjamin T. Reed and William E. Thrasher to construct a wharf in Somerset; Benjamin T.  
Reed and an-  
other.

To authorize Joseph Simmons to construct a wharf in Somerset; Joseph Sim-  
mons.

Severally passed to be engrossed in the Senate, came down, and the rule requiring the first named bill to be referred to a committee was suspended, and the several bills were read and ordered to a second reading.

Bill to incorporate the Roman Catholic Cemetery Association, came from the Senate, having been reported in that branch after its recommitment, and was placed in the orders of the day for to-morrow. Roman  
Catholic  
Cemetery  
Association.

Report of the committee on Agriculture, leave to withdraw on petition of Charles Sweetser and others, accepted in the Senate, came down and was placed in the orders of the day for to-morrow. Farm prod-  
ucts.

Notice was received of the rejection by the Senate of House bill to protect the rights of the Commonwealth in tide-waters. Rights of the  
Common-  
wealth in  
tide-waters.

The Secretary of the Commonwealth was announced, with a message from the Governor. Better en-  
forcement of  
the laws—  
veto.

And the message was read as follows:—

EXECUTIVE DEPARTMENT, BOSTON, May 9, 1868.

*To the House of Representatives.*

I herewith return, without my approval, the bill entitled, "An Act for the better enforcement of the laws."

This bill only differs from a previous proposition to repeal the Acts and parts of Acts establishing the State Constabulary, in that it proposes to substitute for that effective body of State officers a special corps in each county "for the better enforcement of the laws."

Having set forth distinctly in my communication to the House of Representatives of the 19th of February last, my judgment as to the superior efficiency of the present system, and my objections to its abandonment, I deem it unnecessary to repeat them here, especially as they have failed to satisfy the House of Representatives upon a full opportunity to reconsider and revise the bill then laid before me. It only remains to state concisely those objections to the present substitute proposed which compel me to withhold my assent from the measure.

It contemplates the appointment of a special force of deputy sheriffs in each county, not however to exceed ten, who shall devote their time and efforts to the prevention and detection of crime, and the prosecution and conviction of violators of any of the laws of the Commonwealth. These officers are to be selected and controlled by the respective sheriffs: their number only is to be regulated by the Governor and Council, subject to the limitation just mentioned. For the purposes named I deem this force altogether inadequate in numbers and efficiency. Even should the appointment of the maximum number be directed by the Governor and Council, it would allow in the larger counties but one officer to a population of more than twenty thousand, for the duties of prevention, detection, prosecution and conviction. And yet it is in these counties that the aggregation of population is accompanied by a disproportionate increase of vice and a multiplication of crimes. But further, being simply local officers, and limited in their action by county lines, they would be without that advantage of mutual communication and assistance which renders a State force, directed by a central bureau, even though no larger numerically, so formidable and effective by its ability to unite its clues of information, combine its counsels and mass its men. It should not be forgotten that the limitation of a detective force to narrow confines impairs its efficiency, and furnishes to offenders increased facilities for eluding or baffling the officers of the law; while from a *State Constabulary* there can readily be organized a corps of picked men, who can render service with advantage in any section of the Commonwealth.

But there is yet another element of confusion. The proposed force is virtually elective; for the sheriffs, who hold the appointing power, are chosen by a mere plurality of votes in their several counties. It can hardly be denied, that upon sundry enactments, defining certain acts as crimes, and affixing thereto the penalties of fine and imprisonment, there are grave differences of opinion, according to localities; and it is only reasonable to suppose, what municipal experience for the past few years has fully confirmed, that the action of the appointing officer and of his deputies will be more or less influenced by the sentiments of his own local constituents, as expressed at the ballot-box. Hence will inevitably arise, in some sections of the State, a laxity, and in others, a rigor of execution, which will thwart that just and impartial administration of the laws which is the constitutional right of every citizen. If, as is unfortunately the case in some other communities, it should ever happen here that the turbulent element should prevail in any of our electoral districts, the condition of the occupancy of public position will be a virtual pledge to nullify the laws of the Commonwealth.

To give up the present force for one thus constituted, appears to me a substitution of division for union, of weakness for strength, and as exceedingly unlikely to result in a "better enforcement of the laws." Indeed, it is not impossible that, in the approach for the past two years to their thorough and impartial execution by the energy of a compact and homogeneous force, the outcry of convicted violators of law and wrong-doers, hampered in their nefarious work, may have been hastily and erroneously construed by some as the demand of a majority of the people for a change in the instruments of enforcement. But in the voice of the press, and in the representations and appeals which have come to me from all quarters of the State, I find a confirmation of my judgment, previously expressed to the Legislature, that the people do not desire a discontinuance of the present force. The admonitions which reach us from the other States, and their persistency in retaining the constabulary power where it cannot be controlled or affected by the vote of the large cities and towns, ought not to be lightly regarded by us. And for myself, I trust the time is far distant when, throughout the borders of Massachusetts, the strong arm of a government of the people will fail to secure for every citizen, however humble, the same assurance of protection and personal safety that awaits him as a sojourner



in imperial France, or as a traveller through any city or village of the mother country.

Passing by other considerations of moment, I object to this bill that it detracts from the powers conferred for the common welfare upon the Executive Department of the Commonwealth, taking therefrom practically the means of enforcing general laws, and vesting them in local officers, who are responsible only to their immediate constituents, and not to the whole people. It is no relief to this state of facts, that the fourth section of the bill confers upon the Governor certain powers over "the municipal force in any place;" for that will indeed be an "emergency" when the Chief Magistrate of the Commonwealth shall be compelled to assume in person the duties of a chief of local police. A careful examination of this section, which is borrowed in the main from the fifth section of the Act to establish a State Police passed in 1865, proves that it has been materially changed from the intent of the original.

As the point that a municipal force alone is insufficient for the execution of the law appears to be conceded in this bill, I am unable to see why administrative efficiency should be impaired by distributing the executive power among fourteen distinct officers, having no mutual relations or system of coöperation; and if fourteen executive heads are better than three hundred and thirty-five, why one central bureau, exerting a uniform action over and in behalf of the entire State, should not be preferred to fourteen.

But viewing this measure apart from its general bearings, and with special reference to recent legislation, I am strengthened in my conviction of its want of adaptation to the existing exigency. A law purporting to regulate the traffic in intoxicating drinks is now upon the statute book. It is received with distrust by a large portion of the people; and I feel bound, so far as it rests upon me as a magistrate, to insist that a statute like this shall be executed under every safeguard provided by existing laws; by the special force whose experience qualifies them for the task, and, as far as possible, in the interests of sobriety and good order, until the people of the State shall have an opportunity once more to pronounce their judgment. Changes of systems of police involve at all times grave responsibilities, and should not be undertaken without the weightiest cause. I am not convinced that such cause has been shown, or that a force which will be virtually created in the heat of the next general election will be likely to secure any better enforcement of the law than is secured by the present State Constabulary.

In view of the objections previously communicated to the Legislature; because I believe that the force proposed to be substituted for the State Police is inadequate in number, inefficient in administrative powers through a lack of co-operation and centralization, and mischievous in its tendencies through a dependence upon local constituencies whose varying verdict will embarrass and prevent an impartial administration of the laws; and because I am satisfied that the rightful prerogatives of the Executive Department are thereby infringed to the sacrifice of the best interests of the people, to the injury of good morals, and the detriment of law and order,—I have withheld my approval from the bill.

ALEXANDER H. BULLOCK.

The message was laid upon the table with the bill, and the message was ordered to be printed.

On motion of Mr. Dana of Cambridge, the report of the committee on the Judiciary, on the message of the Governor relating to the bill to regulate the sale of intoxicating liquors was taken from the table. The report closes, "We take the responsibility of advising the House to return the message to His Excellency, with a respectful statement of the reasons for so doing."

*Message of the Governor concerning license law.*

The question being on accepting the report,

On motion of Mr. King of Boston, the yeas and nays were ordered,

And the roll being called, there were one hundred and eighteen yeas, and forty-three nays.

And the report was accepted.

The yeas and nays were as follows:

#### YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
Henry Bassett,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Charles H. Blanchard,  
George E. Bridges,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,

Messrs. Patrick A. Collins,  
Lament B. Corbin,  
George P. Cox,  
Alanson Crittenden,  
Thomas Cunningham,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Curtis Davis,  
Charles H. Drew,  
Silas Dunton,  
Dudley Foster,  
Charles A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,

Messrs. Josiah Gates,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 Josiah S. Hammond,  
 David D. Hart,  
 James A. Hervey,  
 Charles A. Hewins,  
 George W. Heywood,  
 Daniel Howard,  
 William Howland,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William W. Kellogg,  
 Dexter S. King,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 James L. Locke,  
 Joseph B. Lombard,  
 Willard Mann,  
 John Manson,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 William Mixter,  
 Henry Newton,  
 John P. Ordway,  
 Thomas Parsons,  
 John Perley,  
 George Phipps,  
 Edward H. Pierce,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Otis Rich,  
 John H. Robinson,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 John Runey,

Messrs. George Sanford,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Oliver W. Smith,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 Charles W. Worcester,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. George E. Allen,  
 E. Watson Arnold,  
 John H. Bangs,  
 Willard Blackinton,  
 Morton V. Bonney,

Messrs. Oliver H. P. Brown,  
 Ezra P. Brownell,  
 Benjamin F. Cook,  
 Joseph W. Cornell,  
 Jeremy B. Dennett,

Messrs. Delano A. Goddard,  
 Samuel H. Gould,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Alvah Holway,  
 Lewis S. Judd,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 George H. Long,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Weaver Osborn,  
 George H. Peirson,  
 Moses Pool,  
 Henry S. Ranney,

Messrs. Eleazer Richmond,  
 Ensign B. Rogers,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,  
 John H. Swain,  
 Shepherd Thayer,  
 S. K. Towle,  
 Jacob P. Towne,  
 William H. Waitt,  
 A. G. Walker,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Windsor N. White,  
 Warren Williams,

Yeas, 118 ; Nays, 48.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Samuel Appleton,  
 William F. Arnold,  
 William Barker, Jr.,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 John C. Blasdel,  
 Albert Blood,  
 Charles Bradley,  
 Ralph S. Brown,  
 James Capen,  
 Charles W. Chase,  
 Heman B. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Henry H. Cook,  
 Orlando B. Crane,  
 Seth Crowell,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Thaddeus K. DeWolf,  
 Moses Farnum,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 John D. Flaggs,  
 James T. Ford,

Messrs. James A. Fox,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 J. Otis Hale,  
 Tilly Haynes,  
 Charles Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 Edward A. Hulbert,  
 Harvey Jewell. (Speaker,)  
 William D. Jones,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 Roger H. Leavitt,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 James F. Mansfield,  
 Murdock Matheson,  
 John McDuffie,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Nathaniel C. Nash,

Messrs. Josiah Gates,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 Josiah S. Hammond,  
 David D. Hart,  
 James A. Hervey,  
 Charles A. Hewins,  
 George W. Heywood,  
 Daniel Howard,  
 William Howland,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William W. Kellogg,  
 Dexter S. King,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 James L. Locke,  
 Joseph B. Lombard,  
 Willard Mann,  
 John Manson,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 William Mixer,  
 Henry Newton,  
 John P. Ordway,  
 Thomas Parsons,  
 John Perley,  
 George Phipps,  
 Edward H. Pierce,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Otis Rich,  
 John H. Robinson,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 John Runey,

Messrs. George Sanford,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Oliver W. Smith,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 Charles W. Worcester.  
 Wm. H. P. Wright.  
 P. Ambrose Young.

## NAYS.

Messrs. George E. Allen,  
 E. Watson Arnold,  
 John H. Bangs,  
 Willard Blackinton,  
 Morton V. Bonney,

Messrs. Oliver H. P. Brown,  
 Ezra P. Brownell,  
 Benjamin F. Cook,  
 Joseph W. Cornell,  
 Jeremy B. Dennett,

Messrs. Delano A. Goddard,  
 Samuel H. Gould,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Alvah Holway,  
 Lewis S. Judd,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 George H. Long,  
 Leonard McKenzie,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Weaver Osborn,  
 George H. Peirson,  
 Moses Pool,  
 Henry S. Ranney,

Messrs. Eleazer Richmond,  
 Ensign B. Rogers,  
 Henry Shorile,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,  
 John H. Swain,  
 Shepherd Thayer,  
 S. K. Towle,  
 Jacob P. Towne,  
 William H. Waitt,  
 A. G. Walker,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Windsor N. White,  
 Warren Williams,

Yeas, 118; Nays, 43.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Samuel Appleton,  
 William F. Arnold,  
 William Barker, Jr.,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 John C. Blasdel,  
 Albert Blood,  
 Charles Bradley,  
 Ralph S. Brown,  
 James Capen,  
 Charles W. Chase,  
 Heman B. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Henry H. Cook,  
 Orlando B. Crane,  
 Seth Crowell,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Thaddeus K. DeWolf,  
 Moses Farnum,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 John D. Flagg,  
 James T. Ford,

Messrs. James A. Fox,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 J. Otis Hale,  
 Tilly Haynes,  
 Charles Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 Edward A. Hulbert,  
 Harvey Jewell. (Speaker,)  
 William D. Jones,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 Roger H. Leavitt,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 James F. Mansfield,  
 Murdock Matheson,  
 John McDuffie,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Nathaniel C. Nash,

Messrs. Dan Packard,  
Simeon Perkins,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
Henry S. Porter,  
George W. Potter,  
Jeremiah A. Rich,  
Otis T. Ruggles,  
John Severson,  
Charles L. Shaw,

Messrs. William Sherburne,  
Edwin N. Snow,  
Walter B. Studley,  
John M. Tobin,  
Levi Wallace,  
George Walker,  
Horace Ward,  
Lory S. Watson,  
J. W. F. Willson,  
James S. Woodworth,

Horn Pond  
R. R. Co.

On motion of Mr. Potter of Arlington, the report, leave to withdraw, on petition of Addison Gage, treasurer of the Horn Pond Railroad Company, was discharged from the orders of the day, and Mr. Potter moved to amend the same by substituting a bill reported by a minority of the committee on Railways and Canals, "additional to an act to incorporate the Horn Pond Branch Railroad Company." The subject was then postponed, and specially assigned for Thursday, at 2½ o'clock.

Orders of the  
day.

The orders of the day were taken up.

Bill to aid the construction of the Lee and New Haven Railroad, was read and amended according to the report of the committee on Finance, and ordered to a third reading.

Resolve in favor of the Discharged Soldiers' Home, was read and passed to be engrossed, and sent up for concurrence.

Bills :

Allowing the justice of the police court of Springfield clerical assistance ;

To incorporate the Bowditch Mills ;

Were severally read and ordered to a third reading.

The order for a message to be sent to the Senate, reported on Saturday by the Judiciary committee, was adopted.

Reports, inexpedient, on the several orders

Relative to the filling of the Mystic River Improvement Company's enclosure ;

Relative to prohibiting inhabitants of other states from taking fish from the bays and harbors of this state ;

Also, reference to the next General Court, of the bill concerning the Hartford and New Haven Railroad Company ;

Were severally accepted in concurrence.

Bill concerning the employment of children in manufacturing and mechanical establishments, was further considered.

A motion by Mr. Goddard of Worcester, to recommit the bill, was rejected.

On motion of Mr. Bird of North Chelsea, the previous question was ordered, and the bill was rejected.

Bill to further protect the property and rights of married women, was read and amended, and passed to be engrossed, and sent up for concurrence.

Bill concerning dogs, and amending chapter 180 of the acts of 1867, was read and amended, and rejected. Mr. Sessions of Wilbraham afterwards moved a reconsideration of the vote by which the bill was rejected, but the House, by a vote of 31 to 76, refused to reconsider.

Bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes, was laid on the table, on motion of Mr. Mixter of Hardwick.

Bill to incorporate the Great Barrington Water Company, was recommitted to the committee on Mercantile Affairs, on motion of Mr. Howland of Lynn.

Bill in addition to an act to incorporate the Dedham Gas Light Company, was read and ordered to a third reading.

Report, leave to withdraw, on petition of Julian O. Mason, was accepted, and sent up for concurrence.

Bill in relation to the stock and dividends of railroad, telegraph and gas light companies, was read and passed to be engrossed, and sent up for concurrence.

Bill relating to investments by savings banks and institutions for savings, was read and passed to be engrossed, in concurrence.

On motion of Mr. Adams of Quincy,

The report, leave to withdraw, on petition of the corporators of the Northampton and Shelburne Falls Railroad ;

And the bill concerning the sale of public property ;

Were severally taken from the table and placed in the orders of the day for to-morrow.

Northampton and Shelburne Falls R.R. Public property.

And the motion to reconsider the vote by which the report, inexpedient, on an order relative to the salaries of justices and clerks of police courts was accepted, was taken from the table, and considered, and the motion to reconsider was rejected.

Police courts.

On motion of Mr. Train of Boston, the bill to regulate the sale of intoxicating liquors was taken from the table, and postponed, and specially assigned for to-morrow, at twenty-five minutes past two o'clock.

License law.

Adjourned.



TUESDAY, May 12, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Clark, a member of the Senate.

Washingtonian Home.

Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, on the petition of Otis Clapp, president of the Washingtonian Home, reported a resolve in favor of that institution; which was read and referred to the committee on Finance.

Selectmen of Swansea.

Mr. Carruth of Chelsea, from the committee on Harbors, on the petition of the selectmen of Swansea, reported leave to withdraw. Placed in the orders of the day for to-morrow.

B. Addison Sawyer.

Mr. Seaver of Roxbury, from the same committee, reported in a new draft the bill to authorize B. Addison Sawyer to construct a wharf in Haverhill. Ordered to a second reading.

City of Springfield.

Mr. Lathrop of Huntington, from the committee on the Judiciary, reported that the bill to amend the charter of the city of Springfield ought to pass. Ordered to a second reading.

Tenement and lodging-houses in Boston.

Mr. Howland of Lynn, from the same committee, reported that the bill for the regulation of tenement and lodging houses in the city of Boston ought to pass, with amendments. Placed in the orders of the day for to-morrow.

Point Alderton.

Mr. Walker, of Springfield, from the committee on Finance, reported that the resolve in aid of the preservation and improvement of Boston Harbor ought to pass. Ordered to a second reading.

Gardner Savings Bank.

Mr. Farnum of Blackstone, from the committee on Banks and Banking, on the petition of Stephen Taylor and others, reported a bill to incorporate the Gardner Savings Bank. Read and ordered to a second reading.

David Smith and Robert A. Smith.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the petition of David Smith and Robert A. Smith, reported a bill to authorize them to build a branch track in Newburyport, to connect with the Eastern Railroad. Read and ordered to a second reading.

#### *Papers from the Senate.*

National Fire Insurance Company of Worcester.

Bill in addition to an act incorporating the First National Fire Insurance Company of Worcester, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Insurance.

Life insurance companies.

A communication from the Insurance Commissioner, inclosing a communication from life insurance companies

relative to the bases for the valuation of life policies, was referred to the same committee, in concurrence.

Bill to incorporate the Young Men's Christian Association of Worcester, introduced on leave in the Senate, came down, and was read and referred, in concurrence, to the committee on Parishes and Religious Societies. Young Men's  
Christian  
Association  
of Worcester

Bill to incorporate the Turner's Falls Paper Company, introduced on leave in the Senate, came down, and was read and referred, in concurrence, to the committee on Manufactures. Turner's  
Falls Paper  
Company.

#### Bills :

To incorporate the Tudor Company ;

Ceding jurisdiction to the United States over certain lands in Charlestown ; Tudor Com-  
pany.  
Lands in  
Charlestown.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Report of the committee on the Hours of Labor, leave to withdraw, on petition of Charles T. Crane and others, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow. Contract sys-  
tem in state  
prison.

#### Engrossed bills :

To incorporate the Electric Gas Lighting Company ;

Authorizing the Pneumatic Dispatch Company to carry passengers ; Bills passed.

Relating to the circulation of state banks which have become banking associations under the laws of the United States ;

Relating to the blasting of rocks in the city of Boston ;  
(Which severally originated in the House of Representatives ;)

To authorize the town of Sheffield to take stock in the Sheffield Railroad Company ;

In addition to an act to establish the city of New Bedford ;

For supplying the town of Somerville with water ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of the Mount Holyoke Female Seminary, (which originated in the House of Representatives.) was passed and signed and sent to the Senate.

The bill for the better enforcement of the laws, specially assigned for 25 minutes past 2 o'clock, was called up. Better en-  
forcement of  
the laws.

And the question being, shall the bill pass, the objections of the Governor to the contrary notwithstanding,

After debate, the roll was called, and the yeas and nays were as follows:—

## YEAS.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 William F. Arnold,  
 Henry Bassett,  
 Irving Bates,  
 P. A. Beaman,  
 Hugh R. Bean,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 John C. Blasdel,  
 Albert Blood,  
 Ralph S. Brown,  
 William B. Brown,  
 John R. Bullard,  
 William H. Burbeck,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Philo Chapin,  
 Charles W. Chase,  
 Linus M. Child,  
 Patrick A. Collins,  
 George P. Cox,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Thomas Cunningham,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Silas Dunton,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 Dudley Foster,  
 Charles A. Fox,  
 James A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Frederick W. Field,

Messrs. Thomas J. Gargan,  
 Josiah Gates,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 David D. Hart,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Daniel Howard,  
 William Howland,  
 John A. Hughes,  
 Edward A. Hulbert,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William W. Kellogg,  
 Dexter S. King,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 John Lee,  
 James L. Locke,  
 Joseph B. Lombard,  
 Willard Mann,  
 James F. Mansfield,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 William Mixter,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Henry Newton,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry S. Porter,

**Messrs.** George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,  
Alvah Raymond, Jr.,  
William H. Reynard,  
Otis Rich,  
John H. Robinson,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
Charles L. Shaw,  
William Sherburne,  
Hiram S. Shurtleff,  
John J. Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,

**Messrs.** John W. Stevens,  
Walter B. Studley,  
John K. Tarbox,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Eben N. Wardwell,  
Royal S. Warren,  
Willard Wheeler,  
Rufus A. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

## NAYS.

**Messrs.** Levi A. Abbott,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
Heman B. Chasé,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Seth Crowell,  
Jeremy B. Dennett,  
Josiah O. Friend,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Samuel H. Gould,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,

**Messrs.** Charles A. Hewins,  
Alvah Holway,  
Lewis S. Judd,  
William A. King,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Roger H. Leavitt,  
George H. Long,  
John Manson,  
Leonard McKenzie,  
Edwin Mudge,  
Nathaniel C. Nash,  
Weaver Osborn,  
George H. Peirson,  
Henry E. Pond,  
Moses Pool,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Henry Shortle,  
Lemuel B. Simmons,

**Bills :**

To incorporate the Roman Catholic Cemetery Association ;

To incorporate the Bowditch Mills ;

Were severally read and passed to be engrossed in concurrence.

Bill allowing the justice of the police court of Springfield clerical assistance, was read and amended, and passed to be engrossed, and the title amended so as to read bill making an allowance to the justice for clerical services. Sent up for concurrence.

**Bills :**

To aid the construction of the Lee and New Haven Railroad ;

In addition to an act to incorporate the Dedham Gas Light Company ;

Were severally read and passed to be engrossed and sent up for concurrence.

Property of  
married wo-  
men.

Mr. Child of Boston moved a reconsideration of the vote by which the bill to further protect the property and rights of married women, was passed to be engrossed.

No quorum.

After debate, Mr. Jackman of Newburyport objected to further proceedings, a quorum not being present.

The House being counted, only 95 members appeared to be present.

Adjourned.

WEDNESDAY, May 13, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Abbott of Middleborough, a member of the House.

School dis-  
trict system  
in Holliston.

Mr. Cushing of Holliston presented the petition of the town of Holliston, for leave to re-establish the school district system in that town. Two-thirds not voting for its reception, it was not received.

On motion of Mr. Dana of Cambridge,—

Money bills.

*Ordered*, That the committee on Finance report to the House resolves corresponding to the several resolves which have been sent from the Senate to this House, and which this House has declined to act upon for the reason that, in the opinion of the House, they were " money bills," within the meaning of the constitution, except where such corres-

pending resolves have already been introduced into this House.

Mr. Adams of Quincy, from the committee on the Judiciary, to whom was referred Senate bill for the protection of highways and roads, reported it in a new draft, entitled a bill for the protection of public ways and bridges. Read and ordered to a second reading.

Public ways  
and bridges.

Mr. Morton of Boston, from the same committee, reported in a new draft the bill to incorporate the Haverhill Odd Fellows Hall Association. Read and ordered to a second reading.

Haverhill  
Odd Fellows  
Hall Associa-  
tion.

Mr. Train of Boston, from the same committee, on petition of Albert Wood and others, reported a bill to prohibit the removal of minors from the State by overseers of the poor. Read and ordered to a second reading.

Removal of  
minors.

Also, that the bill in addition to an act to incorporate the American Steamship Company, ought to pass. Ordered to a second reading.

American  
Steamship  
Company.

Mr. Howland of Lynn, from the same committee, reported that Senate bill in relation to certain personal actions ought not to pass. Placed in the orders of the day for to-morrow.

Personal  
actions.

Mr. Thompson of Boston, from the committee on Military Affairs, to whom was recommitted the petition of E. T. Cowell and others, reported leave to withdraw; and on an order of March 14, on the same subject, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

E. T. Cow-  
ell.

Military  
claims.

Mr. Foster of Billerica, from the committee on Insurance, to whom was recommitted the bill in addition to an act incorporating the North American Fire Insurance Company of Boston, reported it in a new draft. Read and ordered to a second reading.

N. American  
Fire Insur-  
ance Co.

Mr. Parsons of Brookline, from the committee on Finance, reported that the resolve in favor of the Washingtonian Home;

Washing-  
tonian Home.

And the bill concerning the Mill Dam road and the roads connected therewith, belonging to the Commonwealth;

Mill Dam.

Severally ought to pass.

Mr. Walker of Springfield, from the same committee, reported that the resolve in favor of the Museum of Comparative Zoölogy ought to pass.

Museum of  
Comparative  
Zo-ology.

Severally ordered to a second reading.

#### *Papers from the Senate.*

Bills:

To incorporate the Boston Dental Institute;

Dental Insti-  
tute.

New London  
Northern  
R. R.

To authorize the New London Northern Railroad Company to establish a line of steamboats, and for other purposes;

Institution  
for Savings  
in Newbury-  
port.  
Mechanics'  
Mills  
Ninth Reg't.

To authorize the Institution for Savings in Newburyport and its vicinity to hold real estate;

To incorporate the Mechanics' Mills; and

Resolve concerning uniforms furnished the ninth regiment volunteers in 1861;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

People of  
Crete.

Resolutions expressing the sympathy of the Commonwealth with the people of Crete, passed in the Senate, came down, and were placed in the orders of the day for to-morrow.

Mechanics'  
Mills.

Bill to authorize the Mechanics' Mills to construct a wharf in Fall River, introduced on leave in the Senate, came down, and was read and referred, in concurrence, to the committee on Harbors.

Unclaimed  
property of  
deceased per-  
sons.

Bill in relation to the distribution of unclaimed property of the personal estates of deceased persons, (being a new draft of the bill giving additional powers to judges of probate,) passed to be engrossed in the Senate, came down, and was read and referred to the committee on Probate and Chancery.

#### Bills:

Railroad cor-  
porations to  
subscribe to  
stock of  
steamship  
corpora-  
tions.  
Boston  
Skating Rink  
Association.

To authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth;

To increase the capital stock of the Boston Skating Rink Association;

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Lydia Bar-  
rows.

Resolve on the petition of Lydia Barrows and others, passed to be engrossed, in concurrence, with an amended title, came down and was considered, and the amendment was concurred in.

Merrimack  
Valley Horse  
Railroad.

Bill in addition to an act to incorporate the Merrimack Valley Horse Railroad Company, passed to be engrossed in the Senate, in concurrence, with amendments, came down and was considered, and the amendments were concurred in.

Eastern  
Bridge Co.

Report, leave to withdraw, on petition of Robert Fowler and others, for want of legal notice, accepted in the Senate, with an amendment striking out the words "for want of

legal notice," came down, and the amendment was concurred in.

Report of the committee on Military Affairs, to whom were referred various documents relating to the sale of heavy ordnance by the Commonwealth, that "inasmuch as the chief witness whom the committee expected to examine in regard to the transaction has left the Commonwealth, the committee are of the opinion that no legislation is necessary," accepted in the Senate, came down, and was considered and accepted in concurrence. Sale of heavy ordnance.

The orders of the day were taken up. Orders of the day.

Resolve in aid of the preservation and improvement of Boston Harbor;

Bills:

To incorporate the Gardner Savings Bank;

To authorize David Smith and Robert A. Smith to build a branch track in Newburyport, to connect with the Eastern Railroad;

Were severally read and ordered to a third reading.

Report, leave to withdraw, on petition of the selectmen of Swansea, was accepted and sent up for concurrence.

Report, leave to withdraw, on petition of Charles T. Crane and others, was accepted, in concurrence.

Bills:

In relation to the election and duties of overseers of the poor of the city of Lynn;

To extend the time for constructing the Agawam Bridge;

Respecting notice of non-acceptance or non-payment of negotiable instruments in the city of Boston;

To change the name of the Broadway Railroad Company;

Were severally read and passed to be engrossed and sent up for concurrence.

Bills:

Fixing the times and places of holding probate courts in the county of Norfolk;

To incorporate the Turner's Falls Cutlery Company;

To amend the 2d section of chapter 38 of the General Statutes, relating to high schools;

To authorize the Magee Furnace Company to extend its wharf in Chelsea;

To authorize Mrs. Fenno Tudor to construct a wharf in Nahant;

To authorize the Boston and Hingham Steamboat Company to construct a wharf in Hull;



To authorize Charles E. Whitmarsh to extend his wharf in Dighton ;

To authorize Mary E. Gilley and heirs of John Gilley to extend their wharf in Marblehead ;

To authorize Benjamin T. Reed and William E. Thrasher to construct a wharf in Somerset ;

To authorize Joseph Simmons to construct a wharf in Somerset ;

Were severally read and passed to be engrossed in concurrence.

Boston and  
Charlestown.

The bill to unite the cities of Boston and Charlestown, specially assigned, was called up.

After debate, on motion of Mr. White of Charlestown, the yeas and nays were ordered upon the question of ordering it to a third reading.

And the roll being called, there were sixty-six yeas and one hundred and ten nays.

And the bill was rejected.

The yeas and nays were as follows :

#### YEAS.

Messrs. John Quincy Adams,  
Henry Bassett,  
P. A. Beaman,  
Charles Bird, Jr.,  
Albert Blood,  
Charles Bradley,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Charles W. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Leander S. Daniels,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Moses Farnum,  
James A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Levi S. Gould,  
J. Otis Hale,  
Charles Heywood,  
William Howland,  
John A. Hughes,  
Edward A. Hulburt,  
Dexter S. King,

Messrs. Job M. Leonard,  
James L. Locke,  
Joseph B. Lombard,  
Ellis W. Morton,  
Edwin Mudge,  
Dan Packard,  
Thomas Parsons,  
John Perley,  
Edward H. Pierce,  
Moses Pool,  
Jeremiah A. Rich,  
John H. Robinson,  
Joseph Ross,  
Edward H. R. Ruggles,  
George Sanford,  
William R. Sessions,  
Lemuel B. Simmons,  
Iram Smith,  
Henry Souther,  
Walter S. Sprague,  
Isaac H. Stearns,  
Walter B. Studley,  
Newell A. Thompson,  
Prescott A. Thompson,  
S. K. Towle,  
Charles R. Train,  
Eden Wadsworth,

Messrs. Horace Ward,  
Eben N. Wardwell,  
Lory S. Watson,  
Wind-or N. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,

Messrs. Charles W. Wilder,  
J. W. F. Willson,  
Charles Wing,  
J. H. Wood,  
James B. Wood,  
P. Ambrose Young.

NATS.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
Wm. F. Arnold,  
William Barker, Jr.,  
Hugh R. Bean,  
C. C. Bixby,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
Wm. H. Burbeck,  
Hodgdon F. Buzzell,  
Jonas A. Champney,  
Philo Chapin,  
Henry M. Clarke,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniel,  
Jeremy B. Dennett,  
Charles H. Drew,  
Silas Dunton,  
Stephen C. Felton,  
Charles H. Fiske,  
John D. Flagg,  
Dudley Foster,  
Charles A. Fox,  
James B. Francis,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Josiah Gates,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,

Messrs. James A. Hervey,  
Charles A. Hewins,  
George W. Heywood,  
George M. Hobbs,  
Daniel Howard,  
Lewis S. Judd,  
Wm. W. Kellogg,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
Roger H. Leavitt,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixer,  
Frederick A. Morey,  
Henry Newton,  
Weaver Osborn,  
George H. Peirson,  
Jonathan Pierce,  
Henry S. Porter,  
Joseph S. Potter,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Wm. H. Reynard,  
Eleazer Richmond,  
Otis T. Ruggles,  
John Runey,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,

Messrs. John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John H. Swain,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Jacob P. Towne,  
 William H. Waitt,  
 A. G. Walker,

Messrs. George Walker,  
 Francis W. Warren,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 James S. Woodworth,  
 Charles W. Worcester,  
 Wm. H. P. Wright.

Yeas, 66; Nays, 110.

#### ABSENT OR NOT VOTING.

Messrs. Samuel Appleton,  
 E. Watson Arnold,  
 John H. Bangs,  
 Irving Bates,  
 William G. Bates,  
 Willard Blackinton,  
 Morton V. Bonney,  
 Oliver H. P. Brown,  
 Ezra P. Brownell,  
 James Capen,  
 Thomas H. Carruth,  
 Heman B. Chase,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Alanson Crittenden,  
 Seth Crowell,  
 Thomas J. Fay,  
 Ezra H. Flagg,  
 James T. Ford,  
 Thomas J. Field,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 Josiah S. Hammond,  
 Noble H. Hill,  
 Alvah Holway,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 Harvey Jewell, (Speaker)

Messrs. William D. Jones,  
 William A. King,  
 John Lee,  
 John Livermore,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 Amasa C. Morse,  
 Nathaniel C. Nash,  
 John P. Ordway,  
 Simeon Perkins,  
 George Phipps,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 George W. Potter,  
 Nathan P. Pratt,  
 Otis Rich,  
 Ensign B. Rogers,  
 John Severson,  
 Charles L. Shaw,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 John W. Stevens,  
 John K. Tarbox,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 Mason Van Dusen,  
 Levi Wallace,  
 Thomas S. Waters,  
 William Whiting,  
 John A. Wiley,  
 Joseph Wilson,  
 George W. Woodwell.

The House resumed the consideration of the orders of Orders of the day. the day.

By a vote of 71 to 72 the House refused to reconsider the vote by which it rejected the bill to amend the charter of the city of Boston.

By a vote of 65 to 57 the House reconsidered the vote by which the bill to further protect the property and rights of married women was passed to be engrossed; and the bill was then rejected.

Report, leave to withdraw, on the petition of the corporators of the Northampton and Shelburne Falls Railroad, was laid on the table on motion of Mr. Field of Shelburne, who moved to amend the report by substituting a bill to aid the construction of the road.

Bill to amend the charter of the city of Springfield, was read and amended and ordered to a third reading.

Bill for the regulation of tenement and lodging houses in the city of Boston, was read and amended and ordered to a third reading.

The orders of the day were laid upon the table.

Mr. Gould of Melrose moved to postpone the special assignment for to-morrow, viz., the report on the petition of Addison Gage, until Friday. The Speaker ruled the motion to be not in order. Horn Pond Railroad.

Mr. Freeman of Chelsea objected to further proceedings on account of the lack of a quorum. No quorum.

A count of the House showed 99 members to be present.

Mr. Rand of Charlestown moved an adjournment. Rejected by a vote of 36 to 55.

On motion of Mr. White of Charlestown, the Sergeant-at-Arms was directed to summon absent members.

Afterwards, on motion of Mr. White, the House

Adjourned.

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THURSDAY, May 14, 1868.

Met according to adjournment.

Prayer was offered by Mr. Abbott of Middleborough, a member of the House.

On motion of Mr. Leavitt of Charlemon, the vote by which the bill to extend the time for constructing the Agawam Bridge was yesterday passed to be engrossed, was reconsidered, and the bill was then recommitted to the committee on Roads and Bridges. Agawam Bridge.

Bills passed.

Engrossed bills:

Authorizing the Temporary Home for the Destitute to hold additional real and personal estate;

(Which originated in the House of Representatives;)

Relating to investments by savings banks and institutions for savings;

(Which originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve concerning Cape Cod Harbor at Provincetown, (which originated in the House of Representatives,) was passed and signed and sent to the Senate.

Providence  
and Worcester  
R. R.

On motion of Mr. Mixer of Hardwick, the bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes, was taken from the table and placed in the orders of the day for to-morrow.

Hutchinson  
Papers.

Mr. Dana of Cambridge, from the committee on the Judiciary, to whom was referred the message of the Governor concerning the Hutchinson Papers, submitted a report concluding that no legislation is expedient. Placed in the orders of the day for to-morrow.

Streets of  
Boston.

Also, on orders of March 23 and 24, a bill in amendment of an act concerning the laying out, altering, widening and improving the streets of Boston, being chapter 174 of the acts of 1866. Read and ordered to a second reading.

Money bills.

Mr. Walker of Springfield, from the committee on Finance, instructed by an order of March 12 to report certain resolves, reported the several resolves

In favor of Stephen I. Newman;

In favor of David E. Blackstock and others;

In favor of Emily J. Cressy;

In favor of Elizabeth W. Morse;

In favor of the Temporary Asylum for Discharged Female Prisoners at Dedham.

Severally read and ordered to a second reading.

Worcester  
North Sav-  
ings Institu-  
tion.

Mr. Farnum of Blackstone, from the committee on Banks and Banking, on the petition of David Boutelle and others, reported a bill to incorporate the Worcester North Savings Institution. Read and ordered to a second reading.

Deerfield  
Bridge.

Mr. Leavitt of Charlemont, from the committee on Roads and Bridges, on an order of February 21, reported a bill relating to Deerfield River Bridge. Read and ordered to a second reading.

Fitchburg R.  
R. Co.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was referred the bill concerning the Fitch-

burg Railroad Company, reported that it ought to pass with an amended title, viz.: Bill authorizing the Fitchburg Railroad Company to maintain and use a wharf. Ordered to a second reading.

Mr. Drew of Plymouth, from the committee on Railways and Canals, to whom was recommitted the bill concerning the lighting of railroad passenger cars, reported that it ought to pass. Placed in the orders of the day for to-morrow. Lighting railroad cars.

Mr. Williams of Monson, on leave, introduced a bill to authorize cities and towns to dispose of liquors in the hands of town agents; which was read and referred to the committee on the Sale of Intoxicating Liquors, and sent up for concurrence. Liquor in hands of agents.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committees be instructed to report on all matters committed to them, and unreported on, on or before Wednesday, May 20. Committees instructed to report.

The annual report of the Trustees of the Museum of Comparative Zoölogy for 1867 was referred, in concurrence, to the committee on Education. Museum of Zoölogy.

**Bills:**

Giving the consent of the Commonwealth to the United States for the purchase of Long Island Head and the flats thereto appurtenant, situated upon Long Island, in Boston Harbor; Purchase of land on Long Island.

Giving the consent of the Commonwealth to the United States for the purchase of a certain tract of lowland on Long Island, in Boston Harbor, and the flats thereto appurtenant; Purchase of land on Long Island.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill to establish a commission on the subject of cheap transportation between Boston and Lake Ontario, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance. Boston and Lake Ontario.

Bill to change the name of the Boston New Church Union, came from the Senate, that branch having insisted on its verbal amendment thereto. On motion of Mr. Howland of Lynn, the House voted to recede. New Church Union.

Report of the committee on Harbors, leave to withdraw, on petition of the mayor of Boston for leave to extend Albany street, accepted in the Senate, came down, and on motion of Mr. Train of Boston, was considered, and recommended to the committee on Harbors. Extension of Albany St.

**License law.** Bill in addition to an act to regulate the sale of intoxicating liquors, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

**Orders of the day.** The orders of the day were taken up.

Bill to authorize B. Addison Sawyer to construct a wharf in Haverhill, was read and amended, and ordered to a third reading.

**Bills:**

For the protection of public ways and bridges;

To incorporate the Haverhill Odd Fellows' Hall Association;

In addition to an act to incorporate the American Steamship Company;

To prohibit the removal of minors from the State by overseers of the poor;

To authorize the New London Northern Railroad Company to establish a line of steamboats, and for other purposes;

To authorize the Institution for Savings in Newburyport and its vicinity to hold real estate;

To incorporate the Mechanics' Mills; and

Resolve concerning uniforms furnished the 9th regiment Massachusetts volunteers in the year 1861;

Were severally read and ordered to a third reading.

**Bills:**

For the regulation of the height of chimneys of manufacturing establishments;

To authorize David Smith and Robert A. Smith to build a branch track in Newburyport, to connect with the Eastern Railroad;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bill for the regulation of tenement and lodging-houses in the city of Boston, was read, and passed to be engrossed, in concurrence.

Bill in relation to certain personal actions, was rejected.

Bill to incorporate the Boston Dental Institute was, on motion of Mr. Ordway of Boston, postponed, and specially assigned for Tuesday next, at 2½ o'clock, P. M.

Resolutions expressing the sympathy of the Commonwealth with the people of Crete, were passed, in concurrence. They are as follows:

*Resolved*, That the people of Massachusetts, calling to mind their own early history, desire to express their sympathy with the people of Crete in their efforts to free them-

selves from foreign dominion, and hope to hail their future success as the advance of the cause of human freedom and Christian civilization.

*Resolved*, That as the reign of justice and of humanity is promoted among men by the free expression of national sympathy with right and national hatred of wrong, we believe that such a manifestation of interest in the success of the struggling Cretons, and of disapprobation of the cruel war waged against them by the Turks, on the part of our national government, as is compatible with the obligations of public law, would be beneficent in its influence, and acceptable to our whole people.

Bill to amend the charter of the city of Springfield, was recommitted to the committee on the Judiciary, on recommendation of the committee on Bills in the Third Reading.

Bill to incorporate the Gardner Savings Bank was read and amended, and passed to be engrossed, and sent up for concurrence.

Resolve in aid of the preservation and improvement of Boston Harbor, was read and passed to be engrossed, and the title amended so as to read, Resolve making an appropriation for the purchase, for the United States, of land at Point Alderton. Sent up for concurrence.

The report, leave to withdraw, on petition of Addison Gage, specially assigned, was called up, the pending question being the motion of Mr. Potter of Arlington to amend by substituting a bill additional to an act to incorporate the Horn Pond Branch Railroad Company. After debate, on motion of Mr. Williams of Boston, the previous question was ordered.

Horn Pond  
Railroad.

The motion to substitute the bill was then rejected, 45 to 58.

Mr. Potter moved to reconsider this vote.

Pending this question, the subject was laid on the table, on motion of Mr. Collins of Boston.

Mr. Walker of Springfield, on leave, introduced a bill in relation to the taxation of insurance companies; which was read and referred to the committee on Insurance, and sent up for concurrence.

Adjourned.



FRIDAY, May 15, 1868.

Met according to adjournment.

On motion of Mr. Train of Boston,—

Hour of  
meeting.*Ordered*, That the House meet to-morrow at 10 o'clock,  
A. M.

On motion of Mr. Howland of Lynn,—

Special laws.

*Ordered*, That the committee on the Judiciary consider the expediency of authorizing the Secretary of the Commonwealth to prepare a volume of special laws embracing the years from 1860 to 1865.Boston and  
Lake Ontario.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred the bill to establish a commission on the subject of cheap transportation between Boston and Lake Ontario, reported, asking to be discharged from its further consideration. The committee was discharged, and the bill was ordered to a second reading.

City of  
Springfield.

Mr. Lathrop of Huntington, from the committee on the Judiciary, reported the bill to amend the charter of the city of Springfield in a new draft. Under a suspension of rules, the bill was read three times and passed to be engrossed, and sent up for concurrence.

Springfield  
Home.

Mr. Hooker of Cambridge, from the committee on Public Charitable Institutions, on the petition of the Springfield Home for Friendless Women and Children, reported a resolve in favor of the Home, which was read and referred to the committee on Finance.

Turner's  
Falls Paper  
Company.Mr. Walker of Worcester, from the committee on Manufactures, reported that the bill to incorporate the Turner's Falls Paper Company ought to pass. *Ordered* to a second reading.Boston  
Skating Rink  
Association.Mr. Train of Boston, from the committee on the Judiciary, reported that the bill to increase the capital stock of the Boston Skating Rink Association ought to pass. *Ordered* to a second reading.Troy and  
Greenfield  
Railroad.

Mr. Francis of Lowell, from the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, to whom was referred so much of the Governor's address as relates to that subject, and also the report of the Commissioner, reported a bill in further addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel. Read and referred to the committee on Finance.

*Papers from the Senate.***Bills:**

To authorize the filling up of certain flats in the city of Flats in Charlestown Charlestown, and laying out streets over the same;

To authorize Sidney B. Morse to construct a wharf in Sidney B. Morse. Boston;

To authorize Otis Everett and others to construct a wharf Otis Everett. in Boston;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill to incorporate the John Russell Manufacturing Com- John Russell Manufacturing Co. pany, introduced on leave in the Senate, came down, and was read and referred, in concurrence, to the committee on Manufactures.

Bill to enable the city of Newburyport and the towns of Newburyport and Amesbury Horse Railroad. Amesbury and Salisbury to take stock in the Newburyport and Amesbury Horse Railroad Company, came from the Senate, having been passed by that branch to be engrossed, in concurrence with amendments. The bill was considered, and, on motion of Mr. Jackman of Newburyport, the House non-concurred in the amendments.

Report, leave to withdraw, on petition of the Westborough Westboro' Agricultural Society. Agricultural Society, came from the Senate, that branch having insisted on its non-concurrence with the House in referring the same to the committee on Agriculture, with instructions to report a bill. On motion of Mr. Appleton of Southborough, the House receded from its recommitment with instructions, and the question being on accepting the report in concurrence, Mr. Appleton moved to amend it by substituting a bill to incorporate the society. The motion was agreed to, and the bill was ordered to a second reading.

Mr. Dana of Cambridge obtained leave to introduce the following resolution:—

*Resolved*, That the General Court of Massachusetts has Impeachment. carefully abstained from the expression of any opinion as to the impeachment of the President pending in the Senate of the United States, and from any act that might have even the appearance of an attempt to influence the result of that judicial proceeding, and we intend to adhere to that course to the end.

We do not consider that we depart from this our course and policy, but rather affirm and carry out the same, by deprecating, and we do hereby solemnly deprecate all attempts to bring to bear upon Senators, in the discharge of

their judicial duties, the force of asserted local opinions, and still more the force of the organization, discipline, opinion or wishes of political parties.

We believe that such action, by whatever persons or parties attempted, is an impeachment of the character of the Senate, will destroy the moral effect of a judgment, whichever way it may be rendered, and is subversive of our entire political system.

On motion of Mr. Fiske of Weston, the yeas and nays were ordered on the question of agreeing to the resolution.

Mr. Ranney of Ashfield moved that the resolution be laid on the table, but the motion was rejected.

Mr. Wallace of Pepperell moved to postpone the subject till to-morrow.

Mr. Blasdel of Lexington moved the previous question, but it was not ordered, the vote being 74 to 97.

Mr. Williams of Taunton moved the indefinite postponement of the subject.

The question being on the motion to postpone until to-morrow,

On motion of Mr. Adams of Quincy, the yeas and nays were ordered,

And the roll being called, there were 8 yeas and 178 nays,  
And the motion was rejected.

The yeas and nays were as follows :

#### YEAS.

Messrs. Willard Blackinton,  
Ezra P. Brownell,  
Abraham G. Hart,  
Job M. Leonard,

Messrs. John P. Ordway,  
John M. Tobin,  
Levi Wallace,  
Charles W. Worcester.

#### NAYS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
John C. Blasdel,  
Morton V. Bonney,

Messrs. Charles Bradley,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Patrick A. Collins,

Messrs. Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Stephen C. Felton,  
Charles H. Fiske,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Delano A. Goddard,  
Levi S. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
David D. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
Charles A. Hewins,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Alvah Holway,  
Anson P. Hooker,  
Daniel Howard,  
William Howland,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,

Messrs. William D. Jones,  
Lewis S. Judd,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Lee,  
John Livermore,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
John McDuffie,  
Wallace McFarland,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Edwin Mudge,  
Henry Newton,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
George Phipps,  
Thomas F. Plunkett,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
William H. Reynard,  
Jeremiah A. Rich,  
Otis Rich,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
Joseph Ross,  
Edward H. R. Ruggles,  
John Runey,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
Charles L. Shaw,

Messrs. William Sherburne,  
Henry Shortle,  
Hiram S. Shurtleff,  
Iram Smith,  
John J. Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Shepherd Thayer,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
S. K. Towle,  
George E. Towne,  
Charles R. Train,  
Eden Wadsworth,  
William H. Waitt,  
A. G. Walker,

Messrs. George Walker,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
Warren Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth,  
William H. P. Wright,  
P. Ambrose Young.

Yeas, 8 ; Nays, 178.

#### ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
William F. Arnold,  
Charles Bird, Jr.,  
Charles H. Blanchard,  
Albert Blood,  
Oliver H. P. Brown,  
James Capen,  
Heman B. Chase,  
Henry H. Cook,  
Thomas J. Fay,  
Ezra H. Flagg,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,  
Roscoe W. Gage,  
Josiah Gates,  
Samuel H. Gould,  
Tilly Haynes,  
Noble H. Hill,  
Solomon H. Howe,  
John A. Hughes,  
Harvey Jewell, (Speaker,)  
William W. Kellogg,

Messrs. Howard M. Lane,  
Murdock Matheson,  
William McFarlin,  
Isaac H. Meserve,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
Edward H. Pierce,  
Jonathan Pierce,  
Henry E. Pond,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Caleb Rand,  
Otis T. Ruggles,  
George Sanford,  
John Severson,  
Lemuel B. Simmons,  
Oliver W. Smith,  
Henry Souther,  
Newell A. Thompson,

Messrs. Hubbard W. Tilton,  
Jacob P. Towne,  
Mason Van Dusen,  
Eben N. Wardwell,

Messrs. Royal S. Warren,  
John A. Wiley,  
Nathan S. Williams,  
Charles Wing.

The question being on the motion to indefinitely postpone,  
On motion of Mr. Seaver of Roxbury, the yeas and nays  
were ordered,

And the roll being called, there were one hundred yeas  
and eighty-nine nays.

The yeas and nays were as follows :

## YEAS.

Messrs. Levi A. Abbott,  
George E. Allen,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
John C. Blasdel,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Philo Chapin,  
Linus M. Child,  
Henry M. Clarke,  
Benjamin F. Cook,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Seth Crowell,  
Francis E. Cushing,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Silas Dunton,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Samuel Freeman,  
Josiah O. Friend,  
Samuel T. Field,  
Thomas J. Field,  
Noah M. Gaylord,  
Josiah S. Hammond,

Messrs. Abraham G. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
Charles A. Hewins,  
Alvah Holway,  
Edward A. Hulbert,  
J. R. Huntington,  
Lewis S. Judd,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
William Knowlton,  
Augustus Lane,  
Roger H. Leavitt,  
John Lee,  
Job M. Leonard,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
Wallace McFarland,  
Leonard McKenzie,  
Amasa C. Morse,  
Edwin Mudge,  
George H. Peirson,  
Simeon Perkins,  
Moses Pool,  
Nathan P. Pratt,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
John Runey,  
William R. Sessions,  
Henry Shortle,  
Iram Smith,  
John J. Smith,

Messrs. Edwin N. Snow,  
Henry Souther,  
Walter S. Sprague,  
John W. Stevens,  
John H. Swain,  
James G. Tewksbury,  
Shepherd Thayer,  
S. K. Towle,  
George E. Towne,  
Eden Wadsworth,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,

Messrs. George Walker,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Nathan S. Williams,  
Warren Williams,  
James B. Wood,  
Charles W. Worcester,  
William H. P. Wright,  
P. Ambrose Young.

## NAYS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Patrick A. Collins,  
Lament B. Corbin,  
Alanson Crittenden,  
Thomas Cunningham,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Moses Farnum,  
Stephen C. Felton,  
Charles H. Fiske,  
Andrew J. Freeman,  
Frederick W. Field,  
Thomas J. Gargan,  
Delano A. Goddard,  
Levi S. Gould,  
J. Otis Hale,  
David D. Hart,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,

Messrs. Anson P. Hooker,  
Daniel Howard,  
William Howland,  
George W. Jackman, Jr.,  
William D. Jones,  
Charles J. Kittredge,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Livermore,  
James L. Locke,  
John Manson,  
John McDuffie,  
William Mixter,  
Frederick A. Morey,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George Phipps,  
Thomas F. Plunkett,  
Joseph S. Potter,  
Benjamin Proctor,  
Caleb Rand,  
Alvah Raymond, Jr.,  
Otis Rich,  
John H. Robinson,  
Joseph Ross,  
Edward H. R. Ruggles,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Hiram S. Shurtleff,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,

Messrs. Walter B. Studley,  
John K. Tarbox,  
Prescott A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Royal S. Warren,  
Windsor N. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,

Messrs. Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth.

Yeas, 100 ; Nays, 89.

ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
William F. Arnold,  
Charles Bird, Jr.,  
Charles H. Blanchard,  
Albert Blood,  
James Capen,  
Heman B. Chase,  
Henry H. Cook,  
David Cushing, 2d,  
Thomas J. Fay,  
Ezra H. Flagg,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,  
Roscoe W. Gage,  
Josiah Gates,  
Samuel H. Gould,  
Tilly Haynes,  
Noble H. Hill,  
Solomon H. Howe,  
John A. Hughes,  
Harvey Jewell, (Speaker,)  
William W. Kellogg,  
Howard M. Lane,  
Murdock Matheson,  
William McFarlin,

Messrs. Isaac H. Meserve,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
John Perley,  
Edward H. Pierce,  
Jonathan Pierce,  
Henry E. Pond,  
Henry S. Porter,  
George W. Potter,  
William H. Reynard,  
Otis T. Ruggles,  
George Sanford,  
John Severson,  
Charles L. Shaw,  
Lemuel B. Simmons,  
Oliver W. Smith,  
Newell A. Thompson,  
Hubbard W. Tilton,  
Jacob P. Towne,  
Mason Van Dusen,  
Eben N. Wardwell,  
William Whiting,  
John A. Wiley,  
Charles Wing.

And the resolution was indefinitely postponed.

The orders of the day were taken up.

Orders of the  
day.

Bills:

To incorporate the Tudor Company ;

Concerning the Mill Dam road and the roads connected  
therewith belonging to the Commonwealth ;

In addition to an act incorporating the North American  
Fire Insurance Company of Boston ;



To incorporate the Worcester North Savings Institution ;  
Relating to Deerfield River Bridge ; and

Resolves :

In favor of the Washingtonian Home ;

In favor of the Museum of Comparative Zoölogy ;

In favor of Emily J. Cressy ;

In favor of Elizabeth W. Morse ;

In aid of the Temporary Asylum for Discharged Female Prisoners at Dedham ;

Were severally read and ordered to a third reading.

Report of the committee on the Judiciary on the subject of the Hutchinson papers was accepted.

Bill in amendment of an act concerning the laying out, altering, widening and improving the streets of Boston, was read and ordered to a third reading.

Bills :

Giving the consent of the Commonwealth to the United States for the purchase of Long Island Head and the flats appurtenant thereto, situated upon Long Island in Boston Harbor ;

Giving the consent of the Commonwealth to the United States for the purchase of a certain tract of lowland in Boston Harbor, and the flats thereto appurtenant ;

Were severally, on motion of Mr. Parsons of Brookline, referred to the committee on Harbors.

Bills :

To authorize B. Addison Sawyer to construct a wharf in Haverhill ;

For the protection of public ways and bridges ;

To incorporate the Haverhill Odd Fellows' Hall Association ;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bills :

Ceding to the United States jurisdiction over certain lands in Charlestown ;

In addition to an act to incorporate the American Steamship Company ;

To authorize the Institution for Savings in Newburyport and its vicinity to hold real estate ;

To incorporate the Mechanics' Mills in Fall River ; and

Resolve concerning uniforms furnished the Ninth Regiment Massachusetts Volunteers in the year 1861 ;

Were severally read, and passed to be engrossed, in concurrence.

Engrossed bills :

Bills passed.

In addition to an act to incorporate the Merrimack Valley Horse Railroad Company ;

To authorize the city of Boston and the town of West Roxbury to improve Stony Brook and its tributaries ;

To incorporate the Young Men's Literary Institute of Plymouth ;

Fixing the times and places of holding probate courts in the county of Middlesex ;

To authorize certain towns to subscribe for and hold stock in the Williamsburg and North Adams Railroad Company ;

Authorizing the town of Ware to subscribe for and hold shares in the capital stock of the Ware River Railroad Company, and for other purposes ;

Authorizing the Milford and Woonsocket Railroad Company to mortgage its railroad and franchise ;

To change the name of the Boston New Church Union ;  
(Which severally originated in the House of Representatives ;)

To incorporate the Bowditch Mills ;

To incorporate the Roman Catholic Cemetery Association ;

To amend the 2d section of chapter 38 of the General Statutes ;

●Fixing the times and places of holding probate courts in the county of Norfolk ;

To incorporate the Turner's Falls Cutlery Company ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves :

On the petition of Lydia Barrows and others ;

In favor of the Massachusetts School for Idiotic and Feeble-Minded Youth ;

In favor of Gideon Haynes ;

(Which severally originated in the House of Representatives ;)

Were severally passed, and signed and sent to the Senate.

Adjourned.

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SATURDAY, May 16, 1868.

Met according to adjournment.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of May 15, reported resolves providing Special laws.

for the publication of certain special laws, which were read and referred to the committee on Finance.

Corporal  
punishment.

Mr. Goddard of Worcester, from the committee on Education, in behalf of himself and Messrs. Allen and Abbott of the House, and Messrs. Brown and Clark of the Senate, on an order of January 8, relative to corporal punishment in schools, reported inexpedient to legislate. Messrs. Ordway and Gaylord of the House, a minority of the committee, obtained leave to submit a report, with a bill to abolish corporal punishment in all schools in this Commonwealth. Placed in the orders of the day for Monday.

*Papers from the Senate.*

Impeach-  
ment.

The following "Resolve relating to the Impeachment of the President of the United States," introduced on leave in the Senate, and referred by that branch to the committee on Federal Relations, came down, and the question being put on giving leave to introduce and refer the resolve, it was decided in the negative by a vote of 53 to 58.

*Whereas*, It is declared in the Massachusetts Bill of Rights, that "it is essential to the preservation of the rights of every individual, his life, liberty, property and character, that there be an impartial interpretation of the laws, and administration of justice, that it is the right of every citizen to be tried by judges as free, impartial and independent as the lot of humanity will admit, this to the end that it may be a government of laws, and not of men;" and

*Whereas*, An attempt is made by outside influence and pressure to warp the convictions of senators, now sitting as a high court of impeachment in the capital of the nation, and deprive the President of a fair and impartial trial; therefore

*Resolved*, That standing firm upon the principles of the Massachusetts Bill of Rights, refraining from even the appearance of influencing by our action the vote of any senator, and withholding any expression of opinion upon the questions involved in the trial of the President, we nevertheless enter this our solemn protest against the means taken by irresponsible parties to affect by party machinery the result of the trial, and to influence the votes of senators, whose sworn duty it is to render their judgment according to the law and the evidence, as it shall appear to them.

Town of  
Franklin.

Bill to authorize the inhabitants of the town of Franklin to pay the First Congregational Parish of Franklin the sum of \$1,500, passed to be engrossed in the Senate, came down,

and under a suspension of the rules, was read three times, and passed to be engrossed, in concurrence.

Resolve in relation to soldiers' medals, passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance. Soldiers' medals.

Bill incorporating the Massachusetts Surety Insurance Company, reported by the committee on Insurance, on the petition of C. M. Ellis and others, and afterwards recommended in the Senate, came from the Senate with the report of the committee that it be referred to the next General Court, and was placed in the orders of the day for Monday. Mass. Surety Ins. Co.

The orders of the day were taken up.

Orders of the day.

Bills:

To incorporate the Turner's Falls Paper Company;

To increase the capital stock of the Boston Skating Rink Association;

To incorporate the Westborough Agricultural Society;

Were severally read and ordered to a third reading.

Bill to authorize the filling up of certain flats in the city of Charlestown, and laying out streets over the same, was, on motion of Mr. White of Charlestown, laid upon the table.

Bills:

Concerning the Mill Dam road, and the roads connected therewith belonging to the Commonwealth;

In addition to an act incorporating the North American Fire Insurance Company of Boston;

To incorporate the Worcester North Savings Institution;

Relating to Deerfield River bridge; and

Resolves:

In favor of Emily J. Cressy;

In favor of Elizabeth W. Morse;

In aid of the Temporary Asylum for Discharged Female Prisoners at Dedham;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Report, leave to withdraw, on petition of E. T. Cowell and others, was accepted and sent up for concurrence.

Resolves:

In favor of Stephen I. Newman;

In favor of David E. Blackstock and others;

Were severally read and ordered to a third reading.

Bill concerning the Fitchburg Railroad Company was read and amended, and ordered to a third reading.

Bill concerning the lighting of railway passenger cars was read and amended, and ordered to a third reading.

License law.

Bill in addition to an act to regulate the sale of intoxicating liquors was read, and on motion of Mr. Train of Boston, amended by striking out first Tuesday of June, in sections 1 and 3, and inserting, any day in the month of June in the current year.

Mr. Collins of Boston moved to strike out section 4.

And on this question, on motion of Mr. Towne of Fitchburg, the yeas and nays were ordered.

Mr. Warren of Waltham moved to amend the 4th section by adding thereto the words, "provided, however, that licenses may be granted for the sale of beer, ale, porter and cider, to be drunk on the premises, for which a fee of fifty dollars each license shall be paid."

On motion of Mr. Warren, the yeas and nays were ordered on this amendment.

After debate, on motion of Mr. Towne of Fitchburg, the previous question was ordered.

The roll being called, Mr. Warren's amendment was adopted by a vote of ninety-nine yeas to fifty-five nays.

The yeas and nays were as follows :

#### YEAS.

Messrs. John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles H. Blanchard,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Henry M. Clarke,  
Patrick A. Collins,  
Alanson Crittenden,  
Francis E. Cushing,  
Charles H. Drew,  
Stephen C. Felton,  
James T. Ford,  
Dudley Foster,

Messrs. James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
Josiah S. Hammond,  
Charles Heywood,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
William Howland,  
William D. Jones,  
William W. Kellogg,  
Dexter S. King,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
John McDuffie,

Messrs. Wallace McFarland,  
Isaac H. Meserve,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Nathan P. Pratt,  
Caleb Rand,  
William H. Reynard,  
Otis Rich,  
John H. Robinson,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
William Sherburne,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Isaac H. Stearns,  
Edward S. Stebbins,

Messrs. John W. Stevens,  
Walter B. Stadley,  
John K. Tarbox,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Eden Wadsworth,  
William H. Waitt,  
Eben N. Wardwell,  
Royal S. Warren,  
Willard Wheeler,  
Rufus A. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
William H. P. Wright,  
P. Ambrose Young.

NAYS.

Messrs. Levi A. Abbott,  
John H. Bangs,  
William Barker, Jr.,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Linus M. Child,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Orlando B. Crane,  
Seth Crowell,  
David Cushing, 2d,  
George K. Daniell,  
Curtis Davis,  
Jeremy B. Dennett,  
John D. Flagg,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel H. Gould,  
David D. Hart,  
Joseph H. Hathaway,

Messrs. James A. Hervey,  
Alvah Holway,  
Solomon H. Howe,  
Edward A. Hulburt,  
Lewis S. Judd,  
Augustus Lane,  
Joseph B. Lombard,  
George H. Long,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
Henry E. Pond,  
Moses Pool,  
Benjamin Proctor,  
Eleazer Richmond,  
Ensign B. Rogers,  
Henry Shortle,  
Lemuel B. Simmons,  
Walter S. Sprague,  
James G. Tewksbury,  
George E. Towne,

Messrs. Jacob P. Towne,  
A. G. Walker,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Windsor N. White,

Messrs. William Whiting,  
John A. Wiley,  
Joel B. Williams,  
Warren Williams,  
Joseph Wilson.

Yeas, 99 ; Nays, 55.

#### ABSENT OR NOT VOTING.

Messrs. E. Watson Arnold,  
William F. Arnold,  
Irving Bates,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Ralph S. Brown,  
Ezra P. Brownell,  
James Capen,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Henry H. Cook,  
Lament B. Corbin,  
George P. Cox,  
Thomas Cunningham,  
Richard H. Dana, Jr.,  
Leander S. Daniels,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,  
Charles H. Fiske,  
Ezra H. Flagg,  
Charles A. Fox,  
James A. Fox,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Josiah Gates,  
Delano A. Goddard,  
J. Otis Hale,  
Abraham G. Hart,  
Tilly Haynes,  
Charles A. Hewins,  
George W. Heywood,  
Noble H. Hill,  
John A. Hughes,

Messrs. J. R. Huntington,  
George W. Jackman, Jr.,  
Harvey Jewell, (Speaker),  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,  
Willard Mann,  
William McFarlin,  
Amasa C. Morse,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
John Perley,  
Thomas F. Plunkett,  
Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Jeremiah A. Rich,  
Joseph Ross,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
John Runey,  
John Severson,  
Charles L. Shaw,  
Hiram S. Shurtleff,  
Iram Smith,  
John J. Smith,  
Charles Stanwood,  
John H. Swain,  
Shepherd Thayer,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
S. K. Towle,  
Mason Van Dusen,

Messrs. Levi Wallace,  
George Walker,  
Horace Ward,

Messrs. Nathan S. Williams,  
J. W. F. Willson,  
James B. Wood.

The roll being again called, the motion to strike out section 4, as amended, was rejected by a vote of forty-seven yeas to one hundred and one nays.

The yeas and nays were as follows:

YEAS.

Messrs. John Quincy Adams,  
William G. Bates,  
Hugh R. Bean,  
Charles H. Blanchard,  
John R. Bullard,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Henry M. Clarke,  
Orlando B. Crane,  
Stephen C. Felton,  
Samuel Freeman,  
Thomas J. Gargan,  
Josiah S. Hammond,  
James A. Hervey,  
George M. Hobbs,  
Daniel Howard,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Murdock Matheson,  
John P. Ordway,  
Benjamin Proctor,

Messrs. Otis Rich,  
John H. Robinson,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Oliver W. Smith,  
Henry Souther,  
Edward S. Stebbins,  
John W. Stevens,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Eben N. Wardwell,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
George W. Woodwell,  
James S. Woodworth,  
Wm. H. P. Wright,  
P. Ambrose Young.

NAYS.

Messrs. Levi A. Abbott,  
George E. Allen,  
Samuel Appleton,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
P. A. Beaman,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,

Messrs. Joseph W. Cornell,  
Alanson Crittenden,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Curtis Davis,  
Jeremy B. Dennett,  
Charles H. Drew,  
John D. Flagg,  
James T. Ford,  
James B. Francis,  
Andrew J. Freeman,  
Josiah O. Friend,



Messrs. Frederick W. Field,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 Samuel H. Gould,  
 David D. Hart,  
 Joseph H. Hathaway,  
 Alvah Holway,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 William Howland,  
 Edward A. Hulbert,  
 Lewis S. Judd,  
 Dexter S. King,  
 Augustus Lane,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph B. Lombard,  
 George H. Long,  
 James F. Mansfield,  
 John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Isaac H. Meserve,  
 William Mixer,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Henry Newton,  
 Dan Packard,  
 Thomas Parsons,  
 George Phipps,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Moses Pool,  
 Joseph S. Potter,

Messrs. Nathan P. Pratt,  
 Caleb Rand,  
 William H. Reynard,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 George Sanford,  
 William R. Sessions,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 Walter B. Studley,  
 John K. Tarbox,  
 James G. Tewksbury,  
 George E. Towne,  
 Jacob P. Towne,  
 William H. Waitt,  
 A. G. Walker,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,  
 Rufus A. White,  
 Windsor N. White,  
 William Whiting,  
 John A. Wiley,  
 Joel B. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 Charles W. Worcester.

Yeas, 47; Nays, 101.

#### ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
 E. Watson Arnold,  
 William F. Arnold,  
 Irving Bates,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 John C. Blasdel,  
 Albert Blood,  
 George E. Bridges,  
 Ralph S. Brown,

Messrs. Ezra P. Brownell,  
 James Capen,  
 Thomas H. Carruth,  
 Philo Chapin,  
 Charles W. Chase,  
 Heman B. Chase,  
 Henry H. Cook,  
 Lament B. Corbin,  
 George P. Cox,  
 Thomas Cunningham,

Messrs. Leander S. Daniels,  
 Thaddeus K. DeWolf,  
 Silas Dunton,  
 Moses Farnum,  
 Thomas J. Fay,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 Dudley Foster,  
 Charles A. Fox,  
 James A. Fox,  
 Samuel T. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Josiah Gates,  
 Delano A. Goddard,  
 J. Otis Hale,  
 Abraham G. Hart,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 Harvey Jewell, (Speaker,)  
 William D. Jones,  
 William W. Kellogg,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Roger H. Leavitt,  
 Job M. Leonard,  
 John Livermore,  
 Willard Mann,

Messrs. William McFarlin,  
 Amasa C. Morse,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 Weaver Osborn,  
 George H. Peirson,  
 John Perley,  
 Simeon Perkins,  
 Thomas F. Plunkett,  
 Henry S. Porter,  
 George W. Potter,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 John Runey,  
 John Severson,  
 Charles L. Shaw,  
 Hiram S. Shurtleff,  
 Iram Smith,  
 John J. Smith,  
 Charles Stanwood,  
 John H. Swain,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Levi Wallace,  
 George Walker,  
 Horace Ward,  
 J. W. F. Willson,  
 James B. Wood.

The bill was then ordered to a third reading.

Bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes, was, on motion of Mr. Train of Boston, laid upon the table.

Bill to prohibit the removal of minors from the State by overseers of the poor, was read, but not disposed of, proceedings being interrupted by an objection by Mr. Wing of Uxbridge that a quorum is not present, and the discovery, by count, that only 89 members were in the House.

Adjourned.

MONDAY, May 18, 1868.

Met according to adjournment.

Mr. Rand of Charlestown presented the petitions of T. G. Bruce and others, and D. H. King and others ;

Mr. Runey of Somerville, the petition of Francis Houghton and others ;

Mr. White of Charlestown, the petition of William H. Devlin and others ;

Severally for authority to the Fitchburg Railroad Company to extend its tracks across Spy Pond.

Severally referred to the committee on Railways and Canals.

On motion of Mr. Seaver of Roxbury,—

*Ordered*, That the committee on Finance be instructed to report a bill for the payment of the State constables to the first day of May current.

On motion of Mr. Collins of Boston,—

*Ordered*, That 5,000 copies of the report of the committee on Education on Corporal Punishment, be printed for the use of the Legislature.

Impeach-  
ment.

Mr. Bates of Westfield asked leave to introduce the following resolution :

*Resolved*, That the Declaration of Rights of the Commonwealth of Massachusetts sets forth that “ it is the right of every citizen to be tried by judges as free, impartial and independent as the lot of humanity will admit,” to the end that the government of this country “ may be a government of laws, and not a government of men ; ”

That the laws of the Commonwealth give to every citizen the right of peremptory challenge, on the bare suspicion of the bias of a juror, and also the right to have a juror discharged when such bias is proved, with the right, also, of a new trial, in case a juror has been tampered with, approached or influenced in any way inconsistent with a fair and impartial trial ; and

*Whereas*, On the presentation, by the House of Representatives, in Congress, the President is now on trial for the alleged commission of high crimes and misdemeanors, before the Senate of the United States, sitting and sworn as a high court of impeachment, and is awaiting the verdict to be rendered by the individual members of that court, upon the oath of each senator, according to the law, and the evidence produced at said trial ; and

*Whereas*, While such verdict is still depending, members of the House, which is now acting as the public prosecutor, have attempted to influence, coerce and constrain certain of said senators to act contrary to their convictions of duty, and contrary to their oaths, in the verdict they are about to give; and

*Whereas*, also, at the instance of said representatives, public meetings have been held for the avowed purpose of influencing and procuring a party verdict, thereby tending to corrupt the fountains of justice, to imperil the rights and the liberty of a citizen, to disgrace the fair name and fame of our republican institutions, and to render our highest judicial tribunal an object of scorn to all the nations of the earth;

*Be it resolved by the House of Representatives of the Commonwealth of Massachusetts:*

That without expressing even the shadow of an opinion relative to the guilt or innocence of the person accused, we hereby express our detestation of that malignant spirit which, under any circumstances, unduly seeks to bias or constrain the opinion of any member of any court, in the exercise of his judicial functions, or to prevent the highest or the humblest individual from securing an impartial trial and judgment.

After debate,

On motion of Mr. Williams of Taunton, the previous question was ordered.

On motion of Mr. Bates of Westfield, the yeas and nays were ordered.

And the roll being called, there were sixty-eight yeas and one hundred and fifteen nays, as follows:

YEAS.

Messrs. John Quincy Adams,

Rufus Adams,

Samuel Appleton,

Henry Bassett,

Irving Bates,

William G. Bates,

P. A. Beaman,

Hugh R. Bean,

Charles H. Blanchard,

George E. Bridges,

William B. Brown,

John R. Bullard,

Dennis Cawley, Jr.,

Jonas A. Champney,

Messrs. Charles W. Chase,

Patrick A. Collins,

Lament B. Corbin,

Alanson Crittenden,

Richard H. Dana, Jr.,

Curtis Davis,

Charles H. Drew,

Thomas J. Fay,

Stephen C. Felton,

Andrew J. Freeman,

Roscoe W. Gage,

Thomas J. Gargan,

Josiah S. Hammond,

George W. Heywood,

Messrs. George M. Hobbs,  
Daniel Howard,  
William Howland,  
George W. Jackman, Jr.,  
William D. Jones,  
Joseph Leavitt,  
James L. Locke,  
Murdock Matheson,  
Wallace McFarland,  
Frederick A. Morey,  
Henry Newton,  
John P. Ordway,  
Joseph S. Potter,  
Benjamin Proctor,  
Caleb Rand,  
Alvah Raymond, Jr.,  
Otis Rich,  
Joseph Ross,  
George Sanford,  
Wm. Seaver, of Roxbury,

Messrs. William Sherburne,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
John K. Tarbox,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Royal S. Warren,  
Windsor N. White,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
J. W. F. Willson,  
J. H. Wood,  
James S. Woodworth.

## NAYS.

Messrs. George E. Allen,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
John C. Blasdel,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Heman B. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Silas Dunton,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,

Messrs. James A. Fox,  
James B. Francis,  
Samuel Freeman,  
Samuel T. Field,  
Thomas J. Field,  
Noah M. Gaylord,  
Levi S. Gould,  
Samuel H. Gould,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Noble H. Hill,  
Alvah Holway,  
Solomon H. Howe,  
John A. Hughes,  
Edward A. Hulbert,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Roger H. Leavitt,  
John Lee,

Messrs. Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John McDuffie,  
Léonard McKenzie,  
Isaac H. Meserve,  
Amasa C. Morse,  
Edwin Mudge,  
Weaver Osborn,  
Thomas Parsons,  
George H. Peirson,  
George Phipps,  
Edward H. Pierce,  
Jonathan Pierce,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
Nathan P. Pratt,  
William H. Reynard,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
John Runey,  
Wm. Seaver, of Ashland,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,

Messrs. Edwin N. Snow,  
Henry Souther,  
Walter S. Sprague,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
James G. Tewksbury,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson,  
James B. Wood,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

Yeas, 68; Nays, 115.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
William F. Arnold,  
Charles Bird, Jr.,  
Albert Blood,  
Ralph S. Brown,  
William H. Burbeck,  
James Capen,  
Philo Chapin,  
Benjamin F. Cook,  
Henry H. Cook,  
Seth Crowell,  
Thomas Cunningham,  
Thaddeus K. DeWolf,  
Moses Farnum,  
Charles H. Fiske,  
Ezra H. Flagg,

Messrs. Charles A. Fox,  
Josiah O. Friend,  
Frederick W. Field,  
Josiah Gates,  
Delano A. Goddard,  
J. Otis Hale,  
Charles Heywood,  
Anson P. Hooker,  
J. R. Huntington,  
Harvey Jewell, (Speaker),  
Richmond Kingman,  
Charles J. Kittredge,  
Edward H. Lathrop,  
Job M. Leonard,  
John Livermore,  
John Manson,

Messrs. William McFarlin,  
William Mixer,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Dan Packard,  
John Perley,  
Simeon Perkins,  
Thomas F. Plunkett,  
George W. Potter,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Edward H. R. Ruggles,  
Otis T. Ruggles,

Messrs. William R. Sessions,  
John Severson,  
Charles L. Shaw,  
Hiram S. Shurtleff,  
Shepherd Thayer,  
Mason Van Dusen,  
Eden Wadsworth,  
George Walker,  
Eben N. Wardwell,  
Sydney F. Whitehouse,  
Charles Wing,  
George W. Woodwell.

And leave to introduce the resolve was not granted.

*Papers from the Senate.*

L. B.  
Schwabe.

The memorial of L. B. Schwabe concerning his gallery of portraits was referred, in concurrence, to the committee on Military Affairs.

**Bills :**

City of New-  
buryport.  
Inspection  
of milk.

Amending an act to establish the city of Newburyport ;  
To amend an act in relation to the sale and inspection of milk ;

Cape Cod  
R. R. Co.

Authorizing the Cape Cod Railroad Company to extend its road ;

Worcester  
Mutual Fire  
Ins. Co.

In further addition to an act incorporating the Worcester Mutual Fire Insurance Company ;

First National  
Fire Ins.  
Co. of Wor-  
cester.  
Georgetown  
Savings  
Bank.

In addition to an act incorporating the First National Fire Insurance Company of Worcester ;

To incorporate the Georgetown Savings Bank ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Inebriation  
as a disease.  
Removal of  
minors.

Report of the committee on Inebriation as a Disease ;  
And report, leave to withdraw, on the several petitions of William Weeks and others and Abijah Wood and others ;  
R. T. Dodge and others ;

Sand from  
Bar Island.  
Staples and  
Phillips.

Staples and Phillips ;

Severally accepted in the Senate, came down, and were severally placed in the orders of the day for to-morrow.

Removal of  
children.

Report, inexpedient, on an order of January 27, relative to the removal of children from the poor farm in Hopkinton, accepted in the Senate, came down, and was considered and accepted, in concurrence.

Discharged  
Soldiers'  
Home.

Resolve in favor of the Discharged Soldiers' Home, passed to be engrossed, in concurrence with an amendment, mak-

ing the sum allowed fifteen thousand dollars, instead of ten thousand, came down, and was considered, and the amendment was concurred in.

Bill to enable the city of Newburyport, and the towns of Amesbury and Salisbury to take stock in the Newburyport and Amesbury Horse Railroad Company, came from the Senate, that branch having insisted on its amendments.

Newburyport  
and Amesbury Horse  
R. R. Co.

On motion of Mr. Jackman of Newburyport, the House voted to insist, and ask for a committee of conference on the subject-matter of difference.

Mr. Allen of Newton offered an order for printing 3,000 copies of the report of the committee on Inebriation as a Disease, for the use of the Legislature ; which was referred to the committee on Printing.

Inebriation  
as a disease.

On motion of Mr. Wing of Uxbridge, the bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock, and for other purposes, was taken from the table and placed in the orders of the day for to-morrow.

Providence  
and Worcester  
R. R.  
Corp.

On motion of Mr. Mixter of Hardwick, the report, leave to withdraw, on petition of the corporators of the Northampton and Shelburne Falls Railroad for State aid, was taken from the table and placed in the orders of the day for to-morrow.

Northampton  
and Shelburne Falls  
R. R.

On motion of Mr. Collins of Boston, the bill in addition to an act to regulate the sale of intoxicating liquors, was discharged from the orders of the day, and read a third time.

License law.

Mr. Collins moved to amend the bill by striking out all of the fourth section except the proviso added thereto on Saturday, on motion of Mr. Warren of Waltham.

On motion of Mr. Warren, the yeas and nays were ordered.

And the roll being called, there were fifty-two yeas and one hundred and twenty-five nays.

And the amendment was rejected.

The yeas and nays were as follows :

YEAS.

Messrs. John Quincy Adams,  
William G. Bates,  
Charles H. Blanchard,  
John R. Bullard,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Henry M. Clarke,

Messrs. Patrick A. Collins,  
Orlando B. Crane.  
Thomas Cunningham,  
Francis E. Cushing,  
Thomas J. Fay,  
James A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Thomas J. Gargan,



Messrs. J. Otis Hale,  
 George W. Heywood,  
 George M. Hobbs,  
 George W. Jackman, Jr.,  
 Joseph Leavitt,  
 John Lee,  
 James L. Locke,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 John P. Ordway,  
 George Phipps,  
 Edward H. Pierce,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 Otis Rich,  
 John Runey,  
 Wm. Seaver, of Roxbury,

Messrs. William Sherburne,  
 Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Charles R. Train,  
 Rufus A. White,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 Benjamin J. Williams,  
 George F. Williams,  
 J. W. F. Willson,  
 James S. Woodworth,  
 William H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. George E. Allen,  
 Samuel Appleton,  
 E. Watson Arnold,  
 John H. Bangs,  
 William Barker, Jr.,  
 Henry Bassett,  
 P. A. Beaman,  
 C. C. Bixby,  
 Willard Blackinton,  
 John C. Blasdel,  
 Morton V. Bonney,  
 Charles Bradley,  
 George E. Bridges,  
 Oliver H. P. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 Thomas H. Carruth,  
 Linus M. Child,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 George P. Cox,  
 Alanson Crittenden,  
 David Cushing, 2d,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Curtis Davis,  
 Jeremy B. Dennett,  
 Charles H. Drew,  
 Silas Dunton,  
 Stephen C. Felton,  
 John D. Flag,

Messrs. James T. Ford,  
 Dudley Foster,  
 James B. Francis,  
 Samuel T. Field,  
 Thomas J. Field,  
 Roscoe W. Gage,  
 Noah M. Gaylord,  
 Levi S. Gould,  
 Samuel H. Gould,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 David D. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 John A. Hughes,  
 Edward A. Hulbert,  
 William D. Jones,  
 Lewis S. Judd,  
 Dexter S. King,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Roger H. Leavitt,  
 John Livermore,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,

Messrs. James F. Mansfield,  
John McDuffie,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Edwin Mudge,  
Henry Newton,  
Weaver Osborn,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
Joseph Ross,  
Otis T. Ruggles,  
George Sanford,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Walter S. Sprague,

Messrs. Isaac H. Stearns,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Prescott A. Thompson,  
Hubbard W. Tilton,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Windsor N. White,  
William Whiting,  
John A. Wiley,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
Charles W. Worcester.

Yeas, 51 ; Nays, 125.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Rufus Adams,  
William F. Arnold,  
Irving Bates,  
Hugh R. Bean,  
Charles Bird, Jr.,  
Albert Blood,  
Ralph S. Brown,  
William H. Burbeck,  
James Capen,  
Philo Chapin,  
Heman B. Chase,  
Benjamin F. Cook,  
Henry H. Cook,  
Seth Crowell,

Messrs. Thaddeus K. DeWolf,  
Moses Farnum,  
Charles H. Fiske,  
Ezra H. Flagg,  
Charles A. Fox,  
Josiah O. Friend,  
Frederick W. Field,  
Josiah Gates,  
Delano A. Goddard,  
James A. Hervey,  
Charles Heywood,  
Noble H. Hill,  
Alvah Holway,  
Anson P. Hooker,  
J. R. Huntington,

Messrs. Harvey Jewell, (Speaker,	Messrs. Jeremiah A. Rich,
William W. Kellogg,	Edward H. R. Ruggles,
Richmond Kingman,	Wm. Seaver, of Ashland,
Charles J. Kittredge,	William R. Sessions,
Edward H. Lathrop,	John Severson,
Job M. Leonard,	Charles L. Shaw,
John Manson,	Hiram S. Shurtleff,
Wallace McFarland,	Edwin N. Snow,
William McFarlin,	Shepherd Thayer,
Ellis W. Morton,	Newell A. Thompson,
Nathaniel C. Nash,	Mason Van Dusen,
John Perley,	Eden Wadsworth,
Simeon Perkins,	George Walker,
Jonathan Pierce,	Eben N. Wardwell,
Thomas F. Plunkett,	Sydney F. Whitehouse,
George W. Potter,	Charles Wing,
Henry S. Ranney,	George W. Woodwell.

Mr. Dana of Cambridge moved to amend the fourth section by striking out the proviso added thereto on Saturday, on motion of Mr. Warren.

On motion of Mr. Dana, the yeas and nays were ordered.

And the roll being called, there were sixty-eight yeas and one hundred and thirteen nays.

And the amendment was rejected.

The yeas and nays were as follows :

#### YEAS.

Messrs. Samuel Appleton,	Messrs. Samuel T. Field,
E. Watson Arnold,	Samuel H. Gould,
John H. Bangs,	Abraham G. Hart,
William Barker, Jr.,	David D. Hart,
William G. Bates,	Joseph H. Hathaway,
P. A. Beaman,	Tilly Haynes,
Hugh R. Bean,	J. R. Huntington,
C. C. Bixby,	Lewis S. Judd,
Willard Blackinton,	William A. King,
Morton V. Bonney,	William Knowlton,
Charles Bradley,	Augustus Lane,
Oliver H. P. Brown,	Roger H. Leavitt,
Ezra P. Brownell,	Joseph B. Lombard,
Jonas A. Champney,	Willard Mann,
Lament B. Corbin,	Leonard McKenzie,
Joseph W. Cornell,	William Mixter,
Richard H. Dana, Jr.,	Frederick A. Morey,
George K. Daniell,	Amasa C. Morse,
Curtis Davis,	Edwin Mudge,
Jeremy B. Dennett,	Weaver Osborn,
John D. Flag,	Dan Packard,
James B. Francis,	Henry E. Pond,

Messrs. Moses Pool,  
Henry S. Porter,  
Benjamin Proctor,  
Ensign B. Rogers,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
Walter S. Sprague,  
John H. Swain,  
James G. Tewksbury,  
Hubbard W. Tilton,  
S. K. Towle,

Messrs. Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Windsor N. White,  
William Whiting,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson.

NAYS.

Messrs. John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
Henry Bassett,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
William B. Brown,  
John R. Bullard,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Patrick A. Collins,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Leander S. Daniels,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Thomas J. Fay,  
Stephen C. Felton,  
James T. Ford,  
Dudley Foster,  
James A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,

Messrs. Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
James A. Hervey,  
Charles A. Hewins,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Daniel Howard,  
William Howland,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
William W. Kellogg,  
Dexter S. King,  
Howard M. Lane,  
Joseph Leavitt,  
John Lee,  
John Livermore,  
James L. Locke,  
George H. Long,  
James F. Mansfield,  
Murdock Matheson,  
John McDuffie,  
William McFarlin,  
Isaac H. Meserve,  
Henry Newton,  
John P. Ordway,  
Thomas Parsons,  
George H. Peirson,  
George Phipps,  
Edward H. Pierce,  
Nathan P. Pratt,  
Caleb Rand,

Messrs. Alvah Raymond, Jr.,  
 William H. Reynard,  
 Eleazer Richmond,  
 John H. Robinson,  
 Joseph Ross,  
 Otis T. Ruggles,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 William Sherburne,  
 John J. Smith,  
 Oliver W. Smith,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John K. Tarbox,

Messrs. John M. Tobin,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 William H. Waitt,  
 Royal S. Warren,  
 Willard Wheeler,  
 Rufus A. White,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 J. W. F. Willson,  
 J. H. Wood,  
 James B. Wood,  
 James S. Woodworth,  
 Charles W. Worcester,  
 William H. P. Wright,  
 P. Ambrose Young.

Yeas, 68; Nays, 113.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 William F. Arnold,  
 Irving Bates,  
 Charles Bird, Jr.,  
 Albert Blood,  
 Ralph S. Brown,  
 William H. Burbeck,  
 James Capen,  
 Philo Chapin,  
 Heman B. Chase,  
 Benjamin F. Cook,  
 Henry H. Cook,  
 Seth Crowell,  
 Moses Farnum,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 Charles A. Fox,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Josiah Gates,  
 Delano A. Goddard,  
 Noble H. Hill,  
 Alvah Holway,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 Harvey Jewell, (Speaker,)

Messrs. Richmond Kingman,  
 Charles J. Kittredge,  
 Edward H. Lathrop,  
 Job M. Leonard,  
 John Manson,  
 Wallace McFarland,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 John Perley,  
 Simeon Perkins,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 George W. Potter,  
 Joseph S. Potter,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Charles L. Shaw,  
 Hiram S. Shurtleff,  
 Edwin N. Snow,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,

Messrs. Jacob P. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
George Walker,

Messrs. Eben N. Wardwell,  
Sydney F. Whitehouse,  
Charles Wing,  
George W. Woodwell.

On motion of Mr. Jackman of Newburyport, the second section was amended by fixing the pay of the county commissioners at three dollars a day, instead of five dollars a day.

The bill was then passed to be engrossed, in concurrence.

Engrossed bills :

Bills passed.

To revive the Charles River Navigation Company ;

To authorize the Shelburne Falls Five Cents Savings Bank to hold real estate ;

(Which severally originated in the House of Representatives ;)

To authorize the Magee Furnace Company to extend its wharf in Chelsea ;

To authorize Mrs. Fenno Tudor to construct a wharf in Nahant ;

To authorize Mary A. Gilley and heirs of John Gilley to extend their wharf in Marblehead ;

To authorize Charles E. Whitmarsh to extend his wharf in Dighton ;

To authorize the Boston and Hingham Steamboat Company to construct a wharf in Hull ;

To authorize Joseph Simmons to construct a wharf in Somerset ;

To authorize Benjamin T. Reed and William E. Thrasher to construct a wharf in Somerset ;

To authorize the Institution for Savings in Newburyport and its vicinity to hold real estate ;

To incorporate the Mechanics' Mills in Fall River ;

In addition to an act to incorporate the American Steamship Company ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve authorizing the commissioners of the county of Worcester to borrow money, (which originated in the House of Representatives,) was passed and signed and sent to the Senate.

Mr. Towne of Fitchburg moved a reconsideration of the vote by which the bill in addition to an act to regulate the sale of intoxicating liquors was passed to be engrossed, and the motion was placed in the orders of the day for to-morrow.

License law.

Assignments  
in bankrupt-  
cy.

Mr. Howland of Lynn, from the committee on the Judiciary, on an order of March 31, relative to assignments in bankruptcy, reported a bill requiring registers of deeds to record assignments in bankruptcy. Read and ordered to a second reading.

Northamp-  
ton, Hadley  
and Amherst  
Street R. R.

Mr. Towne of Fitchburg, from the committee on Horse Railways, on the petition of the Northampton, Hadley and Amherst Street Railway, reported a bill reducing the capital stock of said railway. Read and ordered to a second reading.

Orders of the  
day.

The orders of the day were taken up.

Bill to prohibit the removal of minors from the state by overseers of the poor was amended and passed to be engrossed, and sent up for concurrence.

Bill in amendment of an act concerning the laying out, altering, widening and improving the streets of Boston was read and amended and passed to be engrossed, and sent up for concurrence.

Bill concerning the Fitchburg Railroad Company was read and passed to be engrossed in concurrence, and the title amended so as to read, Bill authorizing the Fitchburg Railroad Company to maintain and use a wharf.

Bills : To increase the capital stock of the Boston Skating Rink Association ;

To incorporate the Westborough Agricultural Society ;  
Concerning the lighting of railway passenger cars ; and

Resolves : In favor of the Washingtonian Home ;

In favor of Stephen I. Newman ;

In favor of David E. Blackstock and others ;

Were severally read and passed to be engrossed.

Severally sent up for concurrence.

Bill to incorporate the Turner's Falls Paper Company was read and amended and passed to be engrossed, and sent up for concurrence.

Bill to establish a commission on the subject of cheap transportation between Boston and Lake Ontario was read and ordered to a third reading.

Bills : To authorize Sidney B. Morse to construct a wharf in Boston ;

To authorize Otis Everett and others to construct a wharf in Boston ;

Were severally read and amended, and ordered to a third reading.

Bill to incorporate the Tudor Company was read and passed to be engrossed in concurrence.

Resolve in favor of the Museum of Comparative Zoölogy was, on motion of Mr. Gargan of Boston, postponed until to-morrow.

Bill incorporating the Massachusetts Surety Insurance Company was referred to the next General Court, in concurrence.

Bill to authorize the New London Northern Railroad Company to establish a line of steamboats and for other purposes, was read and amended, and passed to be engrossed in concurrence.

The reports on the subject of corporal punishment in schools were considered, and pending a motion to postpone the subject until Thursday, the House adjourned.

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TUESDAY, May 19, 1868.

Met according to adjournment.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That a committee of seven be appointed to return to His Excellency his message of the twenty-third of April last, respecting the act to regulate the sale of intoxicating liquors. And that the said committee respectfully present to His Excellency the report of the committee on the Judiciary upon the said message, accepted by this House, as expressing the reasons of the House for returning the said message to His Excellency. Message of the Governor returned.

And Messrs. Dana of Cambridge, Adams of Quincy, Plunkett of Pittsfield, Train of Framingham, Francis of Lowell, Thompson of Boston, and Mixter of Hardwick, were appointed the committee.

Afterwards the committee having attended to this duty returned to the House, and Mr. Dana reported that they had returned to His Excellency his message and delivered to him the report of the committee according to the instructions of the House, and that the papers had been received by His Excellency.

Mr. Tarbox of Lawrence, from the committee on the Judiciary, to whom was recommitteed the bill relative to naturalization, reported that it ought to pass. Placed in the orders of the day for to-morrow. Naturalization.

Mr. Stanwood of Roxbury, from the committee on the State House, to whom was referred an order concerning the expediency of causing the flag-staff on the State House to be removed, reported the following order: Flag-staff.

*Ordered*, That the sergeant-at-arms be and is hereby authorized to remove the flag-staff from the position it now



occupies, and to erect in place thereof a flag-staff at each wing of the building.

Bust of Senator Wilson.

Also, that the petition of G. W. McLellan and others for leave to place a bust of Senator Wilson in the State House, ought to be referred to the next General Court.

Seats in the Representatives' hall.

Also, that the subject of re-arranging the seats in the Representatives' hall ought to be referred to the next General Court.

Taunton and Lakeville.

Mr. Lombard of Warren, from the committee on Towns, on the petition of the mayor and city solicitor of Taunton in relation to the boundary line between Taunton and Lakeville, reported leave to withdraw.

Selectmen of Gardner.

Mr. Crittenden of Otis, from the same committee, on the petition of the selectmen of Gardner and others, reported leave to withdraw.

Corporal punishment.

Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, on an order of March 30 relative to corporal punishment in public institutions, reported inexpedient to legislate.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was recommitted the bills

Flats upon Long Island.

Giving the consent of the Commonwealth to the purchase by the United States of Long Island Head and the flats thereto appurtenant, situated upon Long Island in Boston Harbor;

Lowland on Long Island.

Giving the consent of the Commonwealth to the purchase by the United States of a certain tract of lowland on Long Island, and the flats thereto appurtenant;

Reported that they severally ought to pass.

Severally placed in the orders of the day for to-morrow.

Fishway on the Connecticut River.

Mr. Sanford of Wareham, from the committee on the Fisheries, to whom was referred so much of the Governor's address as relates to the fisheries, the report of the commissioners on the Fisheries, and sundry petitions relating to fishways on the Connecticut River, reported a resolve concerning a fishway over or around the dam at Holyoke on the Connecticut River. Read and referred to the committee on Finance.

Registers of deeds

Mr. Pierce of Boston, from the committee on Probate and Chancery, on an order of March 30, reported a bill to prohibit registers of deeds acting as conveyancers. Read and ordered to a second reading.

Widows.

Mr. Field of Shelburne, from the same committee, on an order of March 30, reported a bill concerning the provisions for widows in certain cases. Read and ordered to a second reading.

Mr. Bates of Westfield, from the same committee, on an order relative to abolishing the offices of judges and registers of probate and insolvency, submitted a report on that subject; Messrs. Fiske and Williams dissenting. Placed in the orders of the day for to-morrow.

Probate courts.

Mr. Walker of Springfield, from the committee on Finance, reported that the bill concerning the salaries of the clerks of the police courts of Charlestown and Lynn ought to pass.

Police courts of Charlestown and Lynn.

Mr. Bixby of North Bridgewater, from the same committee, reported that the resolve in favor of the Springfield Home for Friendless Women and Children ought to pass.

Springfield Home.

Mr. Thayer of Adams, from the same committee, reported that the resolves providing for the publication of certain special laws ought to pass.

Special laws.

Severally ordered to a second reading.

Mr. Walker, from the same committee, reported in a new draft the bill to extend the time of the state loan in aid of the Western Railroad Corporation. Read and ordered to a second reading.

Loan in aid of the Western R. R.

Mr. Simmons of Barnstable, from the committee on the Fisheries, reported that the bill to protect trout in Jones' Mill Creek in West Barnstable ought to pass. Ordered to a second reading.

Jones' Mill Creek.

Mr. Wright of Lawrence, from the committee on Railways and Canals, to whom was referred a bill and sundry petitions giving authority to the Fitchburg Railroad Company to construct a track across Spy Pond, reported a bill to authorize that company to construct a branch railroad. Read and ordered to a second reading.

Fitchburg R. R. Co.

Messrs. Chaffee and Mixter dissented from the report.

Mr. Wilder of Boston, from the committee on Military Affairs, to whom was referred so much of the Governor's address as relates to the militia, reported a bill supplementary to chapter 266 of the Acts of 1867 concerning the militia. Read and ordered to a second reading.

Militia.

Mr. Bullard of Dedham, from the committee on Roads and Bridges, reported in a new draft the bill concerning the Agawam Bridge Company. Read and ordered to a second reading.

Agawam Bridge.

Mr. Adams of Quincy, from the committee to whom was referred the message of the Governor, with certain documents on the subject of the Hoosac Tunnel, submitted a report, with a recommendation that a letter of Hon. Charles Hudson to the Governor be printed. Placed in the orders of the day for to-morrow.

Hoosac Tunnel.

*Paper from the Senate.*

School com-  
mittee of  
Dudley.

Report leave to withdraw on petition of the school committee of Dudley, accepted in the Senate came down and was placed in the orders of the day for to-morrow.

Horn Pond  
Railroad.

On motion of Mr. Wright of Lawrence, the report, leave to withdraw on petition of Addison Gage, was taken from the table and was accepted. Afterwards, Mr. Tarbox of Lawrence moved a reconsideration of this vote, and the motion was placed in the orders of the day for to-morrow.

Flats in  
Charlestown

On motion of Mr. White of Charlestown, the bill to authorize the filling up of certain flats in Charlestown and laying out streets over the same, was taken from the table and read, and ordered to a third reading.

License law.

On motion of Mr. Towne of Fitchburg, the motion to reconsider the vote by which the House passed to be engrossed the bill in addition to an act to regulate the sale of intoxicating liquors was discharged from the orders of the day, and after debate,

On motion of Mr. Towne, the previous question was ordered; and the motion to reconsider was agreed to.

The bill was then amended, on motion of Mr. Warren of Waltham, by adding the following to the amendment heretofore adopted on his motion: "persons holding such licenses to be subject to the taxes and all other obligations and duties applicable to them under the said act."

On motion of Mr. DeWolf of Chester, the following was added: "Any person may distil the cider of his own manufacture and sell the product of such distillation in quantities of not less than five gallons, but no sale shall be made to be drunk on the premises."

On motion of Mr. Young of Boston, the bill was amended by adding a new section, as follows:—

The tenth section of the act referred to in the first section of this act is hereby amended by striking out the word "licensed" and by inserting in the place thereof the word "regular," and by striking out the words "out and signed."

The bill was then passed to be engrossed and sent up for concurrence in the amendments.

Dental Insti-  
tute.

Bill to incorporate the Boston Dental Institute, specially assigned, was called up, and read, and on motion of Mr. Gaylord of Boston, amended by substituting a bill to incorporate the Boston Dental College, being the bill reported to the Senate by the committee on Education. The bill was then ordered to a third reading.

The orders of the day were taken up.

Orders of the  
day.

Bills :

Requiring registers of deeds to record assignments in bankruptcy ;

Reducing the capital stock of the Northampton, Hadley and Amherst Street Railway Company ;

To incorporate the Georgetown Savings Bank ;

In addition to an act incorporating the First National Fire Insurance Company of Worcester ;

In further addition to an act incorporating the Worcester Mutual Fire Insurance Company ;

Authorizing the Cape Cod Railroad Company to extend its road ;

Amending an act to establish the city of Newburyport ;

Were severally read and ordered to a third reading.

Reports, leave to withdraw, on the several petitions of

R. T. Dodge and others ;

Staples and Phillips ;

William Weeks and others and Abijah Wood and others ;

Were severally accepted in concurrence.

Bills :

To authorize Sidney B. Morse to construct a wharf in Boston ;

To authorize Otis Everett and others to construct a wharf in Boston ;

Were severally read, and passed to be engrossed, in concurrence.

Report, inexpedient, on the subject of corporal punishment in schools was considered.

Corporal  
punishment  
in schools.

Mr. Ordway of Boston, moved to amend it by substituting the bill to abolish corporal punishment in all the schools in this Commonwealth, reported by a minority of the committee.

And on this question, on his motion, the yeas and nays were ordered.

On motion of Mr. Seaver of Roxbury, after debate, the previous question was ordered.

And the roll being called the substitute bill was adopted by a vote of sixty-nine yeas to fifty-two nays, as follows :

#### YEAS.

Messrs. George E. Allen,  
E. Watson Arnold,  
William F. Arnold,  
John H. Bangs,

Messrs. Charles Bird, Jr.,  
Willard Blackinton,  
Charles Bradley,  
George E. Bridges,

Messrs. William B. Brown,  
 Thomas H. Carruth,  
 Jonas A. Champney,  
 Heman B. Chase,  
 Benjamin F. Cook,  
 George P. Cox,  
 Seth Crowell,  
 Richard H. Dana, Jr.,  
 Curtis Davis,  
 Stephen C. Felton,  
 Dudley Foster,  
 James A. Fox,  
 Andrew J. Freeman,  
 Josiah O. Friend,  
 Noah M. Gaylord,  
 J. Otis Hale,  
 Tilly Haynes,  
 James A. Hervey,  
 Charles A. Hewins,  
 Noble H. Hill,  
 John A. Hughes,  
 William D. Jones,  
 William W. Kellogg,  
 William A. King,  
 Augustus Lane,  
 Joseph Leavitt,  
 John Livermore,  
 Willard Mann,  
 James F. Mansfield,  
 John McDuffie,  
 Edwin Mudge,

Messrs. John P. Ordway,  
 George H. Peirson,  
 Edward H. Pierce,  
 Ensign B. Rogers,  
 Otis T. Ruggles,  
 John Runey,  
 George Sanford,  
 Wm. Seaver of Roxbury,  
 Charles L. Shaw,  
 William Sherburne,  
 John J. Smith,  
 Oliver W. Smith,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John W. Stevens,  
 John H. Swain,  
 Newell A. Thompson,  
 John M. Tobin,  
 George E. Towne,  
 Charles R. Train,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,  
 Thomas S. Waters,  
 Rufus A. White,  
 Charles W. Wilder,  
 Joel B. Williams,  
 J. W. F. Willson,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NATS.

Messrs. Henry Bassett,  
 William G. Bates,  
 P. A. Beaman,  
 Hugh R. Bean,  
 John C. Blasdel,  
 Hodgdon F. Buzzell,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry H. Cook,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 George K. Daniell,  
 Thaddeus K. DeWolf,  
 John D. Flagg,  
 James B. Francis,  
 Samuel T. Field,  
 Roscoe W. Gage,  
 Abraham G. Hart,

Messrs. Joseph H. Hathaway,  
 George M. Hobbs,  
 Anson P. Hooker,  
 William Howland,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 Dexter S. King,  
 Roger H. Leavitt,  
 James L. Locke,  
 Joseph B. Lombard,  
 Murdock Matheson,  
 Wallace McFarland,  
 William Mixter,  
 Frederick A. Morey,  
 Henry Newton,  
 Thomas Parsons,  
 Jonathan Pierce,  
 Thomas F. Plunkett,

Messrs. Henry S. Porter,  
George W. Potter,  
Joseph S. Potter,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
William R. Sessions,  
Henry Souther,

Messrs. James G. Tewksbury,  
Dexter A. Tompkins,  
Mason Van Dusen,  
Horace Ward,  
Francis W. Warren,  
Willard Wheeler,  
Daniel H. Whitney,  
Warren Williams.

Yeas, 69 ; Nays, 52.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
Rufus Adams,  
Samuel Appleton,  
William Barker, Jr.,  
Irving Bates,  
C. C. Bixby,  
Charles H. Blanchard,  
Albert Blood,  
Morton V. Bonney,  
Oliver H. P. Brown,  
Ralph S. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Wm. H. Burbeck,  
James Capen,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Henry M. Clarke,  
Patrick A. Collins,  
Lament B. Corbin,  
Joseph W. Cornell,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,  
Charles H. Fiske,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Samuel Freeman,  
Frederick W. Field,  
Thomas J. Field,

Messrs. Thomas J. Gargan,  
Josiah Gates,  
Delano A. Goddard,  
Levi S. Gould,  
Samuel H. Gould,  
Josiah S. Hammond,  
David D. Hart,  
Charles Heywood,  
George W. Heywood,  
Alvah Holway,  
Daniel Howard,  
Solomon H. Howe,  
J. R. Huntington,  
Harvey Jewell, (Speaker),  
Lewis S. Judd,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Howard M. Lane,  
Edward H. Lathrop,  
John Lee,  
Job M. Leonard,  
George H. Long,  
John Manson,  
William McFarlin,  
Leonard McKenzie,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
Dan Packard,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Henry E. Pond,  
Moses Pool,  
Nathan P. Pratt,

Messrs. Benjamin Proctor,  
 Caleb Rand,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Eleazer Richmond,  
 Joseph Ross,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Edwin S. Stebbins,  
 Walter B. Studley,  
 John K. Tarbox,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,

Messrs. S. K. Towle,  
 Jacob P. Towne,  
 Eden Wadsworth,  
 A. G. Walker,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Lory S. Watson,  
 Windsor N. White,  
 Sydney F. Whitehouse,  
 William Whiting,  
 John A. Wiley,  
 Benjamin J. Williams,  
 George F. Williams,  
 Nathan S. Williams,  
 Joseph Wilson,  
 Charles Wing,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth,  
 Charles W. Worcester.

The bill was then ordered to a second reading.

Resolve in favor of the Museum of Comparative Zoölogy was read, and passed to be engrossed, and sent up for concurrence.

No quorum.

Bill to amend an Act in relation to the sale and inspection of milk, was read and amended, but not disposed of, Mr. Tompkins of Boston objecting to further proceedings without a quorum, and a count disclosing the fact that only eighty-six members were present.

Adjourned.

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WEDNESDAY, May 20, 1868.

Met according to adjournment.

Fish in Smelt Pond.

Mr. Wadsworth of Duxbury presented the petition of Benj. Cobb and others to be protected in the propagation of fish in Smelt Pond, &c. Under the order concerning new business, the House refused to refer the petition.

Newburyport and Amesbury Horse Railway Co.

Messrs. Jackman of Newburyport, White of Charlestown and Child of Boston were appointed a committee of conference on the part of the House on the subject-matter of difference between the two houses on the bill to enable the city of Newburyport and the towns of Salisbury and Ames-

bury to take stock in the Newburyport and Amesbury Horse Railway Company.

Sent up to be joined.

Mr. Clarke of Belmont, from the committee on Printing, Inebriation. reported in favor of printing 3,000 extra copies of the report on inebriation as a disease. The report was considered and the order rejected. Afterwards, on motion of Mr. DeWolf of Chester, 1,000 extra copies were ordered to be printed.

Mr. Howland of Lynn offered the following order:—

*Ordered*, That on and after Thursday, May 21, there shall be two sessions of the house each day, commencing at 11, A. M. and 2, P. M., except on Monday, when there shall be one session, commencing at 2, P. M., and on Saturday, when there shall be one session, commencing at 10, A. M. Two sessions a day.

The order was amended, on motion of Mr. Jackman of Newburyport, by substituting Tuesday, the 26th of May, for Thursday, the 21st, and adopted.

Mr. Blackinton of Attleborough, from the committee on Manufactures, reported that the bill for the regulation of gas companies and the better protection of consumers of gas, ought not to pass. Gas companies.

Mr. Leonard of Somerset, from the same committee, on an order of March 31, relative to the explosion of steam boilers, reported inexpedient to legislate. Placed in the orders of the day for to-morrow, and Mr. Jackman of Newburyport gave notice that he should move to substitute a bill. Steam boilers.

Mr. Adams of Newburyport, from the committee on the Fisheries, on the petition of John P. Brown and others, relative to the protection of trout, &c., reported leave to withdraw. Protection of trout.

Mr. Wallace of Pepperell, from the committee on Parishes and Religious Societies, on the petition of Horatio Nelson and others, reported leave to withdraw. Lakeville Baptist Church.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on the several orders of April 1st, relative to the regulation of fares and limitation of dividends of railroad corporations and of January 14, relative to uniform rates for transporting passengers and freight, reported inexpedient to legislate. Fares and dividends.

These reports were severally placed in the orders of the day for to-morrow.

Mr. Francis of Lowell, from the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, on an order of January 31, relating to the disaster at the Hoosac Tunnel, Disaster at the Tunnel



submitted a report on the subject, which was placed in the orders of the day for to-morrow.

Expenses at  
public insti-  
tutions.

Mr. Towle of Haverhill, from the committee on Public Charitable Institutions, on an order of February 4, relative to a reduction of expenses at public institutions, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

John H.  
Brooks.

Mr. Swain of Easton, from the committee on Claims, on an order relative to making an allowance to the widow and minor child of the late John H. Brooks, reported inexpedient to legislate. Messrs. Allen and Giles of the Senate, and Appleton of the House dissent, and recommend the passage of a resolve. Placed in the orders of the day for to-morrow.

Town of  
Conway.

Mr. Drew of Plymouth, from the committee on Railways and Canals, on petition of the selectmen of Conway, reported a bill to authorize that town to subscribe for and take and hold stock in the Northampton and Shelburne Falls Railroad Company. Read and ordered to a second reading.

*Papers from the Senate.*

Dedham  
Irish Benev-  
olent Soc.  
Northamp-  
ton Lunatic  
Hospital.

Bill to incorporate the Dedham Irish Benevolent Society ;  
Resolve authorizing the trustees of the Northampton Lunatic Hospital to exchange and convey certain land ;

Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading.

Bills passed.

Engrossed bills :

In addition to an act to incorporate the Dedham Gas Light Company ;

In addition to an act incorporating the Massachusetts Institute of Technology ;

(Which severally originated in the House of Representatives ;)

Ceding jurisdiction to the United States over certain lands in Charlestown ;

To authorize the inhabitants of the town of Franklin to pay the First Congregational Parish of Franklin the sum of \$1,500 ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted and signed and sent to the Senate.

Engrossed resolve :

Concerning uniforms furnished the Ninth Regiment Massachusetts Volunteers of the year 1861 ;

(Which originated in the Senate ;)

Was passed and signed and sent to the Senate.

The orders of the day were taken up.

Orders of the  
day.

Report of the committee on inebriation as a disease was accepted in concurrence.

Resolves :

In favor of the Springfield Home for Friendless Women and Children ;

Providing for the publication of certain special laws ;

Bills :

Giving the consent of the Commonwealth to the purchase by the United States of Long Island Head and the flats thereto appurtenant, situated upon Long Island in Boston Harbor ;

Giving the consent of the Commonwealth to the purchase by the United States of a certain tract of lowland on Long Island, and the flats thereto appurtenant ;

To extend the time of the state loan in aid of the Western Railroad Corporation ;

Were severally read and ordered to a third reading.

Report of the special committee recommending the printing of Hon. Charles Hudson's letter to the Governor on the subject of the Hoosac Tunnel, was accepted.

The order for the removal of the flag-staff was adopted and sent up for concurrence.

Report on the petition of the town of Gardner was accepted and sent up for concurrence.

Report, reference to the next General Court, on the petition of G. W. McLellan and others, was accepted and sent up for concurrence.

Report relative to corporal punishment in charitable and reformatory institutions was, on motion of Mr. Ordway of Boston, laid on the table.

Report, leave to withdraw, on the petition of the mayor and city solicitor of Taunton, was accepted. Afterwards, Mr. Williams of Taunton moved a reconsideration, and the motion was placed in the orders of the day for to-morrow.

Report, leave to withdraw, on petition of the town of Dudley, was accepted in concurrence.

Bills :

Requiring registers of deeds to record assignments in bankruptcy ;

Amending an act to establish the city of Newburyport ;

To incorporate the Boston Dental College ;

Were severally read and passed to be engrossed and sent up for concurrence.

**Bills:**

To incorporate the Georgetown Savings Bank ;

In addition to an act incorporating the First National Fire Insurance Company of Worcester ;

In further addition to an act incorporating the Worcester Mutual Fire Insurance Company ;

Authorizing the Cape Cod Railroad Company to extend its road ;

Were severally read and passed to be engrossed in concurrence.

Bill to authorize the filling up of certain flats in the city of Charlestown and laying out streets over the same, was read and passed to be engrossed in concurrence.

The motion to reconsider the vote by which the report on the petition of Addison Gage was accepted, was, on motion of Mr. Train of Boston, postponed until to-morrow.

Bill to amend an act in relation to the sale and inspection of milk, was read and amended, and ordered to a third reading.

Bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock and for other purposes, was laid on the table, on motion of Mr. Child of Boston.

Report, leave to withdraw, on petition of the corporators of the Northampton and Shelburne Falls Railroad for state aid, was considered. A motion, by Mr. Field of Shelburne, to substitute a bill granting aid to the road was rejected, and the report was then accepted, and sent up for concurrence.

Bill to establish a commission on the subject of cheap transportation between Boston and Lake Ontario, was read, and passed to be engrossed in concurrence.

**Bills:**

To prohibit registers of deeds acting as conveyancers ;

Concerning the salaries of the clerks of the police courts of the cities of Charlestown and Lynn.

Were severally rejected.

Afterwards, Mr. Howland of Lynn moved a reconsideration of the vote by which the bill last named was rejected ; and the motion was placed in the orders of the day for to-morrow.

Bill to protect trout in Jones' Mill Creek in West Barnstable, was read, and ordered to a third reading.

Bill to authorize the Fitchburg Railroad Company to con-

struct a branch railroad, was, on motion of Mr. Wright of Lawrence, postponed until to-morrow.

Bill concerning the provisions for widows in certain cases, was read, and ordered to a third reading.

Bill relative to naturalization was, on motion of Mr. Dana of Cambridge, postponed until to-morrow.

Report on the subject of re-arranging the seats of the hall of the House was, on motion of Mr. Towne of Fitchburg, recommitted to the committee on the State House, with instructions to report a plan for re-arranging said seats.

Report of the committee on Probate and Chancery on the subject of abolishing the courts of probate and insolvency was, on motion of Mr. Bates of Westfield, laid on the table, pending a motion by Mr. Lathrop of Huntington to recommit it, with instructions to report a bill in accordance with the views expressed in the report.

Bill to abolish corporal punishment in all schools in this Commonwealth was read and amended by restricting its operations to public schools, and then, on motion of Mr. King of Boston, postponed until to-morrow.

Bill reducing the capital stock of the Northampton, Hadley and Amherst Street Railway Company was read, and passed to be engrossed, and sent up for concurrence.

Bill concerning the Agawam Bridge Company, was read and ordered to a third reading.

Bill supplementary to chapter 266 of the acts of the year 1867, concerning the militia, was read and ordered to a third reading.

Adjourned.

THURSDAY, May 21, 1868.

Met according to adjournment.

Mr. Appleton of Southborough, on leave, introduced a resolve to authorize the purchase and distribution of 1,000 copies of Schouler's History of Massachusetts in the Rebellion; which was read and referred to the committee on Printing.

Mr. Walker of Springfield from the committee on Finance, on so much of the Governor's address as relates to the finances, reported a bill to repeal the 15th section of chapter 15 of the General Statutes. Read and ordered to a second reading.

Diplomas for  
soldiers.

Also, in a new draft, Senate resolve in relation to diplomas for soldiers. Read and ordered to a second reading.

Fishway at  
Holyoke.

Mr. Parsons of Brookline, from the same committee, reported that the resolve concerning a fishway over or around the dam at Holyoke on the Connecticut River, ought to pass. Ordered to a second reading.

Boston and  
Worcester  
and other  
railroads.

Mr. Ruggles of Fitchburg, from the committee on Railways and Canals, reported, asking to be discharged from the further consideration of the bill to amend chapter 342 of the acts of 1867 concerning the Boston and Worcester and certain other railroad corporations. Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Wood's Hole  
R. R. Co.

Bill concerning the Wood's Hole Railroad Company, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Railways and Canals.

Contingent  
remainders,  
&c.

Bill respecting the sale and investment of estates encumbered by contingent remainders, executory devises or powers of appointment, passed to be engrossed in the Senate, came down and was read and referred to the committee on Probate and Chancery.

Lee and New  
Haven R. R.

Bill to aid the construction of the Lee and New Haven Railroad, passed to be engrossed in the Senate, in concurrence with an amendment, came down, and was referred to the committee on the Judiciary.

Bills passed.

Engrossed bills:

To change the name of the Broadway Railroad Company;  
(Which originated in the House of Representatives;)

For the regulation of tenement and lodging-houses in Boston;

To increase the capital stock of the Boston Skating Rink Association;

To incorporate the Tudor Company;

To authorize the New London Northern Railroad Company to establish a line of steamboats, and for other purposes;

Authorizing the Fitchburg Railroad Company to maintain and use a wharf;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of the Discharged Soldiers'

Home, (which originated in the House of Representatives,) was passed and signed and sent to the Senate.

Mr. Ranney of Ashfield moved a reconsideration of the vote by which the report, leave to withdraw, on petition of the corporators of the Northampton and Shelburne Falls Railroad was accepted; but the motion was rejected.

Northampton and Shelburne Falls R. R.

On motion of Mr. Wing of Uxbridge, the bill to authorize the Providence and Worcester Railroad Corporation to increase its capital stock and for other purposes, was taken from the table and placed in the orders of the day for to-morrow.

Providence and Worcester R. R.

The orders of the day were taken up.

Orders of the day.

Report of the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, on the subject of the disaster at the tunnel; and

Reports, leave to withdraw, on petitions of

John P. Brown and others;

Horatio Nelson and others; and

Reports, inexpedient, on the several orders:

Relative to limitation of dividends of railroad corporations and limitation of fares;

Relative to rates of transportation of passengers and freight on railroads;

Were severally accepted, and sent up for concurrence.

Bill to incorporate the Dedham Irish Benevolent Society, was read and ordered to a third reading.

Bill to amend an act in relation to the sale and inspection of milk, was read and amended, and passed to be engrossed, in concurrence.

Bills:

Giving the consent of the Commonwealth to the purchase by the United States of Long Island Head and the flats thereto appurtenant, situated upon Long Island in Boston Harbor;

Giving the consent of the Commonwealth to the purchase by the United States of a certain tract of lowland on Long Island and the flats thereto appurtenant;

Were severally read and passed to be engrossed, in concurrence.

Bills:

To extend the time of the state loan to the Western Railroad Corporation;

Concerning the Agawam Bridge Company;

Were severally read and passed to be engrossed, and sent sent up for concurrence.

The House rejected the motion to reconsider the vote by which it accepted the report, leave to withdraw, on the petition of the mayor and city solicitor of Taunton.

Also, the motion to reconsider the vote by which the bill concerning the salaries of the clerks of the police courts of Charlestown and Lynn was rejected.

Also, by a vote of 46 to 68, the vote by which the report, leave to withdraw, on petition of Addison Gage, was accepted.

Adjourned.

FRIDAY, May 22, 1868.

Met according to adjournment.

Hour of  
meeting.

On motion of Mr. Train of Boston,—

*Ordered*, That the House meet to-morrow at 10, A. M.

Lee and New  
Haven R. R.

Mr. Lathrop of Huntington, from the committee on the Judiciary, to whom was referred the bill to aid the construction of the Lee and New Haven Railroad, reported that the House ought to concur with the Senate's amendment. The bill was considered, and the amendment was concurred in.

R. R. Corp's  
to subscribe  
to steamship  
corp's.

Mr. Dana of Cambridge, from the same committee, to whom was referred the bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by laws of this Commonwealth, reported the bill to the House, without any recommendation on the subject. Placed in the orders of the day for to-morrow.

Estates en-  
cumbered by  
contingent  
remainders,  
&c.

Mr. Bates of Westfield, from the committee on Probate and Chancery, reported that Senate bill respecting the sale and investment of estates incumbered by contingent remainders, executory devises or powers of appointment, ought to pass.

Unclaimed  
portions of  
the estates  
of deceased  
persons.  
Schouler's  
History.

Also, that Senate bill in relation to the distribution of unclaimed portions of the personal estates of deceased persons, ought to pass with amendments.

Mr. Kellogg of Lynn, from the committee on Printing, reported that the resolve to authorize the purchase and distribution of one thousand copies of Schouler's History of Massachusetts in the Rebellion, ought to pass.

Albany  
Street.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was recommitted the report on the petition of the

mayor of Boston for authority to extend Albany Street, reported, asking to be discharged from its further consideration.

Mr. Parsons, from the joint committee appointed to consider various questions concerning the Indians of the Commonwealth, reported inexpedient to legislate. Indians.

Mr. Cawley of Boston, from the committee on Public Charitable Institutions, on an order of January 27, relative to sectarianism in public institutions, reported inexpedient to legislate. Sectarianism.

Mr. Walker of Springfield, from the committee on Finance, to whom was referred a bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, reported the bill back to the House, with certain recommendations as to amendments, &c. Troy and Greenfield R. R.

Severally placed in the orders of the day for to-morrow.

#### *Papers from the Senate.*

Resolve authorizing the county commissioners of the county of Berkshire to lay out a road over certain lands of the Commonwealth, introduced on leave in the Senate, came down and was read, and was referred in concurrence to the committee on Towns. Road over lands of the State.

Report, reference to the next General Court on the petition of the selectmen of Essex, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow. Town of Essex.

Notice was received from the Senate of the rejection of House bill to incorporate the Westborough Agricultural Society. Westboro' Ag. Society.

The orders of the day were taken up.

Bill for the regulation of gas companies and the better protection of the consumers of gas was rejected. Orders of the day.

Report, inexpedient, on an order relative to a reduction of the expenses of the State Reform School, &c., was accepted and sent up for concurrence.

Bill authorizing the trustees of Northampton Lunatic Hospital to exchange and convey certain land, was read and amended, and ordered to a third reading.

Resolve concerning a fishway over or around the dam at Holyoke on the Connecticut River, was read and ordered to a third reading.

Resolves:

Providing for the publication of certain special laws;

In favor of the Springfield Home for Friendless Women and Children;



Were severally read and passed to be engrossed, and sent up for concurrence.

Bills :

To authorize the Providence and Worcester Railroad Company to increase its capital stock and for other purposes ;

To incorporate the Dedham Irish Benevolent Society.

Were severally read and passed to be engrossed in concurrence.

Bill to authorize the Fitchburg Railroad Company to construct a branch railroad was read, but not disposed of.

The orders of the day were laid upon the table.

Death of a member.

Mr. Leavitt of Canton announced the death of his colleague, Mr. James Capen of Sharon, and offered the following resolutions :—

*Resolved*, That this House has heard with sorrow the announcement of the decease of our late associate, James Capen, Esq., representative from the eleventh district in the county of Norfolk.

*Resolved*, That we tender to the family of the deceased our deep sympathy in their great bereavement, and to the community in which he lived our sincere condolence for their loss of a faithful representative.

*Resolved*, That as a mark of respect for the services and character of the deceased, a committee be appointed to attend his funeral.

*Resolved*, That a copy of these resolutions be transmitted to the family of the deceased, and that as a further testimony of respect the House do now adjourn.

The resolutions were unanimously agreed to, and in accordance with the third, the Speaker appointed Messrs. Leavitt of Canton, Crane of Stoughton, Stearns of Milford, Brown of Marblehead, Arnold of Braintree, Bullard of Dedham, and Swain of Easton, to be the committee to attend the funeral.

In accordance with the fourth of the resolutions, the House Adjourned.

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SATURDAY, May 23, 1868.

Met according to adjournment.

On motion of Mr. Train of Boston,—

State House.

*Ordered*, That the committee on the State House ascertain and report the expense already incurred in altering and

repairing the state house, the estimated cost of finishing the same, and when the repairs and alterations will be completed. Sent up for concurrence.

On motion of Mr. Waite of Nantucket,—

*Ordered*, That the committee on the Judiciary inquire if any legislation is necessary to protect vendors against suits to recover back moneys already paid for such property as was purchased and paid for while the 61st section of chapter 86 of the General Statutes was in force, and mentioned in said section.

Protection of vendors.

Mr. Train of Boston, on leave, introduced a bill relating to burial grounds, and the disinterment of dead bodies; which was read and referred to the committee on the Judiciary.

Burial grounds.

Mr. Dana of Cambridge, from the committee on Harbors, to whom was referred so much of the Governor's address as relates to that subject, reported a bill respecting licenses to build upon flats. Read and ordered to a second reading.

Licenses to build upon flats.

#### *Papers from the Senate.*

##### Bills:

To incorporate the John Russell Manufacturing Company;

John Russell Manuf'g Co.

To incorporate the Young Men's Christian Association of Worcester;

Young Men's Christian Association.

In addition to an act to incorporate the Melrose and South Reading Railroad Company;

Melrose and S. Reading R. R.

Authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows;

Cape Cod R. R. Co.

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Report of the committee on Harbors, recommending reference to the next General Court of the resolution relative to an appropriation by Congress for the preservation of Cape Cod Harbor, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Cape Cod Harbor.

The orders of the day were taken up.

Orders of the day.

Report, inexpedient, on an order relative to an allowance to the widow and minor child of the late John H. Brooks, was accepted, and sent up for concurrence.

Bill to protect trout in Jones' Mill Creek, in Barnstable;

And resolve concerning a fishway over or around the dam at Holyoke, in the Connecticut River;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bill in relation to the distribution of unclaimed portions of the personal estates of deceased persons, was read, and amended, and ordered to a third reading.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was laid on the table, on motion of Mr. Train of Boston.

Report, leave to withdraw, on petition of the mayor of Boston for authority to extend Albany Street, was accepted, in concurrence.

Reports, inexpedient,

Relative to the rights of the Indian tribes;

Relative to sectarian influence in the charitable institutions of the State;

Were severally accepted, and sent up for concurrence.

Report, reference to the next General Court, on petition of the selectmen of Essex, was accepted, in concurrence.

Resolve authorizing the trustees of the Northampton Lunatic Hospital to exchange and convey certain land, was read, and passed to be engrossed, in concurrence.

Bill to authorize the Fitchburg Railroad Company to construct a branch railroad was further considered, and after debate, the previous question was ordered, on motion of Mr. Gargan of Boston; and the bill was then rejected by a vote of 42 to 89.

Bill in relation to naturalization was read, and the question being on ordering it to a third reading,

On motion of Mr. Wilder of Boston, the yeas and nays were ordered,

And the roll being called, there were fifty-three yeas and seventy-one nays.

The yeas and nays were as follows;

#### YEAS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
Henry Bassett,  
Hugh R. Bean,  
C. C. Bixby,  
Charles H. Blanchard,  
George E. Bridges,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,

Messrs. Orlando B. Crane,  
Alanson Crittenden,  
Stephen C. Felton,  
Samuel Freeman,  
Thomas J. Gargan,  
David D. Hart,  
James A. Hervey,  
Charles Heywood,  
Daniel Howard,  
William Howland,

Messrs. William D. Jones,  
Dexter S. King,  
Joseph Leavitt,  
James L. Locke,  
John Manson,  
Murdock Matheson,  
Henry Newton,  
John P. Ordway,  
Benjamin Proctor,  
Caleb Rand,  
Otis Rich,  
Wm. Seaver, of Ashland,  
William Sherburne,  
Henry Souther,  
Charles Stanwood,  
Isaac H. Stearns,

Messrs. Edward S. Stebbins,  
John K. Tarbox,  
James G. Tewksbury,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Charles R. Train,  
Eben N. Wardwell,  
Willard Wheeler,  
Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
Charles Wing,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright.

YAYS.

Messrs. Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
Linus M. Child,  
Benjamin F. Cook,  
Seth Crowell,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Jeremy B. Dennett,  
Silas Dunton,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Roscoe W. Gage,  
Josiah Gates,  
Noah M. Gaylord,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Alvah Holway,  
Anson P. Hooker,  
Solomon H. Howe,  
John A. Hughes,  
Edward A. Hulburt,

Messrs. Wm. W. Kellogg,  
William A. King,  
William Knowlton,  
Augustus Lane,  
Joseph B. Lombard,  
Willard Mann,  
Leonard McKenzie,  
William Mixter,  
Amasa C. Morse,  
Edwin Mudge,  
Weaver Osborn,  
George H. Peirson,  
George Phipps,  
Jonathan Pierce,  
Henry E. Pond,  
Moses Pool,  
Nathan P. Pratt,  
Wm. H. Reynard,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Walter S. Sprague,  
John W. Stevens,  
Hubbard W. Tilton,  
Jacob P. Towne,  
Eden Wadsworth,  
William H. Waite,

Messrs. A. G. Walker,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Rufus A. White,

Messrs. Joel B. Williams,  
 Joseph Wilson,  
 P. Ambrose Young.

Yeas, 52; Nays, 71.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Wm. F. Arnold,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 Charles Bird, Jr.,  
 Willard Blackinton,  
 John C. Blasdel,  
 Albert Blood,  
 Ralph S. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Wm. H. Burbeck,  
 Thomas H. Carruth,  
 Philo Chapin,  
 Charles W. Chase,  
 Heman B. Chase,  
 Henry M. Clarke,  
 Patrick A. Collins,  
 Henry H. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 George P. Cox,  
 Thomas Cunningham,  
 Francis E. Cushing,  
 Leander S. Daniels,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Moses Farnum,  
 Thomas J. Fay,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 James T. Ford,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Delano A. Goddard,  
 Levi S. Gould,

Messrs. Samuel H. Gould,  
 J. Otis Hale,  
 Tilly Haynes,  
 Charles A. Hewins,  
 George W. Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 Harvey Jewell, (Speaker,)  
 Lewis S. Judd,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Roger H. Leavitt,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 George H. Long,  
 James F. Mansfield,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Isaac H. Meserve,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 Dan Packard,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Henry S. Porter,  
 George W. Potter,  
 Joseph S. Potter,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Joseph Ross,  
 Edward H. R. Ruggles,

Messrs. Otis T. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Roxbury,  
William R. Sessions,  
John Severson,  
Charles L. Shaw,  
Hiram S. Shurtleff,  
Edwin N. Snow,  
Walter B. Studley,  
John H. Swain,  
Shepherd Thayer,  
Prescott A. Thompson,  
S. K. Towle,  
George E. Towne,  
Mason Van Dusen,

Messrs. Levi Wallace,  
George Walker,  
Horace Ward,  
Francis W. Warren,  
Lory S. Watson,  
Windsor N. White,  
Sydney F. Whitehouse,  
William Whiting,  
John A. Wiley,  
George F. Williams,  
Nathan S. Williams,  
Warren Williams,  
J. W. F. Willson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell.

And the bill was rejected.

The orders of the day were laid upon the table.

Engrossed bills:

To authorize David Smith and Robert A. Smith to build Bills passed.  
a branch track in Newburyport, to connect with the Eastern  
Railroad ;

To incorporate the Worcester North Savings Institution ;

To incorporate the Gardner Savings Bank ;

Changing the time of holding the October term of the  
superior court for the county of Hampden ;

(Which severally originated in the House of Representa-  
tives ;)

To establish a commission on the subject of cheap trans-  
portation between Boston and Lake Ontario ;

In addition to an act incorporating the First National  
Fire Insurance Company of Worcester ;

To incorporate the Georgetown Savings Bank ;

In further addition to an act incorporating the Worcester  
Mutual Fire Insurance Company ;

To authorize Otis Everett and others to construct a wharf  
in Boston ;

To authorize Sidney B. Morse to construct a wharf in  
Boston ;

Authorizing the Cape Cod Railroad Company to extend  
its road ;

Giving the consent of the Commonwealth to the United  
States for the purchase of a certain tract of lowland on  
Long Island, in Boston Harbor, and the flats thereto appur-  
tenant ;

To authorize the filling up of certain flats in the city of Charlestown, and laying out streets over the same ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed resolve making an appropriation for the purchase for the United States of land at Point Alderton, (which originated in the House of Representatives,) was passed, and signed, and sent to the Senate.

Adjourned.

MONDAY, May 25, 1868.

Met according to adjournment.

Title in lands  
or flats.

The Speaker presented a communication from the Attorney-General on the subject of the right and title of the Commonwealth in all lands or flats which would lie within or be cut off from the harbor by the building a street or streets as provided by chapter 324 of the acts of 1867. Referred to the committee on Harbors and sent up for concurrence.

Taxation of  
insurance  
companies.

Mr. Foster of Billerica, from the committee on Insurance, reported that the bill in relation to the taxation of insurance companies ought to pass. Ordered to a second reading.

H. Haupt.

Mr. Walker of Springfield, from the committee on Finance, reported the resolve in favor of H. Haupt in a new draft. Read and ordered to a second reading.

Great Barrington  
Water Co.

Mr. Gould of Melrose, from the committee on Mercantile Affairs, reported the bill to incorporate the Great Barrington Water Company in a new draft. Read and ordered to a second reading.

Newburyport and  
Amesbury  
Horse R. R.

Mr. Jackman of Newburyport, from the committee of conference on the subject-matter of difference between the two branches on the bill to enable the city of Newburyport and the towns of Amesbury and Salisbury to take stock in the Newburyport and Amesbury Horse Railroad Company, reported that the Senate should recede from its amendment. The report was considered and accepted, and sent up for concurrence.

Seats in the  
Representatives'  
hall.

Mr. Stanwood of Roxbury, from the committee on the State House, reported a resolve in relation to the re-arrangement of seats in the Representatives' hall. Read and referred to the committee on Finance.

Mr. Appleton of Southborough moved a reconsideration of the vote by which the report, inexpedient, on an order relative to an allowance to the widow and minor child of the late John H. Brooks was accepted; and the motion was laid upon the table.

John H. Brooks.

• *Papers from the Senate.*

**Bills:**

To amend an act to incorporate the Duxbury and Cohasset Railroad Company;

Duxbury and Cohasset Railroad.

To authorize the Mechanics' Mills to construct a wharf in Fall River;

Mechanics' Mills, in Fall River.

Relating to the establishment of union schools;

Union schools.

To authorize Otis Shepherd to construct a wharf in Dorchester;

Otis Shepherd.

In relation to the asylum for the chronic insane at Tewksbury;

Chronic Insane at Tewksbury.

For the protection of trout in the Morrill Pond, in the town of Wendell;

Morrill Pond.

Authorizing the Lynn Aqueduct Company to issue bonds;

Lynn Aqueduct Co.

Severally passed to be engrossed in the Senate, came down and were severally read and ordered to a second reading, except the last named, which was read and referred to the committee on the Judiciary.

Report of the committee on Agriculture, inexpedient, on an order relative to the destruction of birds' eggs, accepted in the Senate, came down and was placed in the orders of the day for to-morrow.

Birds' eggs.

Report of the committee on Public Lands, no legislation necessary, on the annual report of the commissioners of public lands, accepted in the Senate, came down and was considered, and accepted in concurrence.

Public lands.

Notice was received from the Senate of the rejection of House bills

To regulate voting at meetings of manufacturing and other corporations;

Proxy voting, &c.

For the further protection of the rights and interests of the several counties;

Rights of the counties.

For the regulation of the height of chimneys of manufacturing establishments.

Height of chimneys.

On motion of Mr. Train of Boston the bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was taken from the table and placed in the orders of the day for to-morrow.

R. R. Corp's to subscribe to steamship corporations.



Orders of the  
day.

The orders of the day were taken up.

● Bills :

Respecting the sale and investment of estates incumbered by contingent remainders, executory devises or powers of appointment ;

To incorporate the Young Men's Christian Association of Worcester ;

To incorporate the John Russell Manufacturing Company ;  
Were severally read and ordered to a third reading.

Report, reference to the next General Court, on a resolution relative to an application to Congress for the protection of Cape Cod Harbor, was accepted in concurrence.

Corporal  
punishment  
in schools.

Bill to abolish corporal punishment in all public schools of the Commonwealth was read, and the question being on ordering it to a third reading,

On motion of Mr. Ordway of Boston the yeas and nays were ordered.

After debate, on motion of Mr. Ruggles of Fitchburg, the previous question was ordered.

An amendment offered by Mr. Allen of Newton, to include "all public charitable and reformatory institutions" in the provisions of the bill, was rejected by a vote of 47 to 67.

An amendment offered by Mr. Bates of Westfield, to strike out the words "in all public schools," so as to make the bill read, "Corporal punishment is hereby forbidden in this Commonwealth," was also rejected.

An amendment offered by Mr. Jackman of Newburyport, to amend the bill so as to make it read "Corporal punishment to all female scholars is hereby forbidden in all the public schools in this Commonwealth" was rejected by a vote of 50 to 72.

On motion of Mr. Train of Boston the bill was amended by striking out the section making it take effect upon its passage.

The roll was then called and by a vote of sixty-eight yeas to sixty-nine nays the bill was rejected.

The yeas and nays were as follows :

YEAS.

Messrs. E. Watson Arnold,  
John H. Bangs,  
Charles Bird, Jr.,  
Willard Blackinton,  
Albert Blood,  
Charles Bradley,  
George E. Bridges,  
William B. Brown,

Messrs. Thomas H. Carruth,  
Jonas A. Champney,  
Heman B. Chase,  
George P. Cox,  
Richard H. Dana, Jr.,  
Stephen C. Felton,  
Dudley Foster,  
James A. Fox,

Messrs. Andrew J. Freeman,  
 Josiah O. Friend,  
 Noah M. Gaylord,  
 Samuel H. Gould,  
 J. Otis Hale,  
 James A. Hervey,  
 Charles A. Hewins,  
 Daniel Howard,  
 John A. Hughes,  
 William D. Jones,  
 Wm. W. Kellogg,  
 William A. King,  
 Augustus Lane,  
 Joseph Leavitt,  
 John Lee,  
 John Livermore,  
 Willard Mann,  
 John McDuffie,  
 William McFarlin,  
 Isaac H. Meserve,  
 Edwin Mudge,  
 John P. Ordway,  
 George H. Peirson,  
 Edward H. Pierce,  
 Moses Pool,  
 George W. Potter,

Messrs. Benjamin Proctor,  
 Ensign B. Rogers,  
 Otis T. Ruggles,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Roxbury,  
 William Sherburne,  
 Iram Smith,  
 John J. Smith,  
 Oliver W. Smith,  
 John W. Stevens,  
 John M. Tobin,  
 George E. Towne,  
 Jacob P. Towne,  
 Charles R. Train,  
 William H. Waitt,  
 George Walker,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 Charles W. Wilder,  
 George F. Williams,  
 Joel B. Williams,  
 J. W. F. Willson,  
 Charles Wing.

NAYS.

Messrs. George E. Allen,  
 Henry Bassett,  
 C. C. Bixby,  
 Morton V. Bonney,  
 Hodgdon F. Buzzell,  
 Dennis Cawley, Jr.,  
 Philo Chapin,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry H. Cook,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 George K. Daniell,  
 Thaddeus K. DeWolf,  
 John D. Flaggs,  
 James B. Francis,  
 Samuel Freeman,  
 Thomas J. Gargan,  
 Delano A. Goddard,  
 Abraham G. Hart,  
 David D. Hart,  
 Joseph H. Hathaway,

Messrs. Tilly Haynes,  
 George W. Heywood,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 William Howland,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 Dexter S. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Howard M. Lane,  
 Roger H. Leavitt,  
 William Mixter,  
 Frederick A. Morey,  
 Henry Newton,  
 Weaver Osborn,  
 Thomas Parsons,  
 George Phipps,  
 Nathan P. Pratt,  
 Caleb Rand,

Messrs. Henry S. Ranney,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Edward H. R. Ruggles,  
William R. Sessions,  
Henry Shortle,  
Edwin N. Snow,  
Henry Souther,  
James G. Tewksbury,  
Dexter A. Tompkins,  
S. K. Towle,  
Mason Van Dusen,

Messrs. Eden Wadsworth,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Lory S. Watson,  
Willard Wheeler,  
Windsor N. White,  
Daniel H. Whitney,  
Benjamin J. Williams,  
Warren Williams,  
Joseph Wilson,  
Charles W. Worcester.

Yeas, 68 ; Nays, 69.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
Rufus Adams,  
Samuel Appleton,  
Wm. F. Arnold,  
William Barker, Jr.,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles H. Blanchard,  
John C. Blasdel,  
Oliver H. P. Brown,  
Ralph S. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Wm. H. Burbeck,  
Henry M. Clarke,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,

Messrs. Charles H. Fiske,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Josiah Gates,  
Levi S. Gould,  
Josiah S. Hammond,  
Charles Heywood,  
Noble H. Hill,  
Alvah Holway,  
J. R. Huntington,  
Harvey Jewell, (Speaker,)  
Lewis S. Judd,  
Edward H. Lathrop,  
Job M. Leonard,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
Wallace McFarland,  
Leonard McKenzie,  
Amasa C. Morse,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Dan Packard,  
John Perley,  
Simeon Perkins,

Messrs. Jonathan Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Eleazer Richmond,  
 Joseph Ross,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Charles L. Shaw,  
 Hiram S. Shurtleff,  
 Lemuel B. Simmons,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 Edward S. Stebbins,

Messrs. Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 A. G. Walker,  
 Eben N. Wardwell,  
 William Whiting,  
 John A. Wiley,  
 Nathan S. Williams,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

Bill to authorize the town of Conway to subscribe for and hold stock in the Northampton and Shelburne Falls Railroad Company was read, and an amendment moved by Mr. Drew of Plymouth striking out the provision requiring a two-thirds vote of the town, was rejected, and the bill ordered to a third reading.

Report, inexpedient, on an order relative to the protection of steam boilers was accepted and sent up for concurrence, a bill offered by Mr. Jackman of Newburyport as a substitute being first rejected.

Bill concerning the provisions for widows in certain cases was read, but not disposed of.

The orders of the day were laid upon the table.

Engrossed bills:

Bills passed.

To authorize B. Addison Sawyer to construct a wharf in Haverhill;

To incorporate the Turner's Falls Paper Company;

Respecting notices of non-acceptance or non-payment of negotiable instruments in the city of Boston;

To incorporate the Haverhill Odd Fellows' Hall Association;

Concerning the election of town officers;

In addition to an act incorporating the North American Fire Insurance Company of Boston;

For the protection of public ways and bridges;

To authorize the Boston Young Men's Christian Association to hold additional real and personal estate;

(Which severally originated in the House of Representatives;)

To authorize the Providence and Worcester Railroad Company to increase its capital stock and for other purposes ;

To amend an act in relation to the sale and inspection of milk ;

Giving the consent of the Commonwealth to the United States for the purchase of Long Island Head and the flats thereto appurtenant situated upon Long Island in Boston Harbor ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of the Washingtonian Home, (which originated in the House of Representatives,) was passed and signed, and sent to the Senate.

Adjourned.

TUESDAY, May 26, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Clark, a member of the Senate.

Lynn Aqueduct Co.

Mr. Howland of Lynn, from the committee on the Judiciary, reported that the Senate bill authorizing the Lynn Aqueduct Company to issue bonds, ought to pass. Ordered to a second reading.

Burial grounds.

Mr. Dana of Cambridge, from the same committee, reported that the bill relating to burial grounds and the disinterment of dead bodies, ought not to pass.

Suits against vendors.

Also, inexpedient to legislate on an order of May 23, relative to suits against vendors in certain cases.

Severally placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Berkshire courts.

Bill to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

*Bills :*

Poor fund in Charlestown.

To amend an act to incorporate the trustees of the poor fund in the town of Charlestown ;

Eastern Steamship Company.

To incorporate the Eastern Steamship Company ;

In addition to an act in relation to the assessment of taxes ;

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Bill relating to assessments of taxes upon estates omitted in the annual taxation, passed to be engrossed in concurrence in the Senate, with amendments, came down and was referred to the committee on the Judiciary. Estates omitted in taxation.

Bill concerning the Salem Turnpike and the several toll bridges in Essex county, passed to be engrossed in concurrence in the Senate, with amendments, came down and was placed in the orders of the day for to-morrow, and ordered to be printed. Salem Turnpike.

The orders of the day were taken up.

Orders of the day.

Bills:

Respecting licenses to build upon flats;

For the protection of trout in the Morrill Pond in the town of Wendell;

To authorize Otis Shepherd to construct a wharf in Dorchester;

Relating to the establishment of union schools;

To authorize the Mechanics' Mills to construct a wharf in Fall River;

Were severally read and ordered to a third reading.

Bills:

In relation to the distribution of unclaimed portions of the personal estates of deceased persons;

Respecting the sale and investment of estates incumbered by contingent remainders, executory devises or powers of appointment;

To incorporate the John Russell Manufacturing Company;

To incorporate the Young Men's Christian Association of Worcester;

Were severally read, and the last named amended, and severally passed to be engrossed, in concurrence.

The motion to reconsider the vote by which the House rejected the bill to abolish corporal punishment in the public schools, was considered. Corporal punishment.

And, after debate, on motion of Mr. Sessions of Wilbraham, the previous question was ordered.

On motion of Mr. Gaylord of Boston, the yeas and nays were ordered,

And the roll being called, there were ninety-eight yeas and seventy nays.

And the motion to reconsider was agreed to.  
The yeas and nays were as follows :

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
John H. Bangs,  
Irving Bates,  
Charles Bird, Jr.,  
Charles Bradley,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
Thomas H. Carruth,  
Jonas A. Champney,  
Heman B. Chase,  
Patrick A. Collins,  
Benjamin F. Cook,  
Joseph W. Cornell,  
George P. Cox,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Stephen C. Felton,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,  
Thomas J. Field,  
Noah M. Gaylord,  
Samuel H. Gould,  
J. Otis Hale,  
James A. Hervey,  
Noble H. Hill,  
Alvah Holway,  
Daniel Howard,  
John A. Hughes,  
J. R. Huntington,  
William D. Jones,  
Lewis S. Judd,  
William W. Kellogg,  
William A. King,  
Richmond Kingman,  
Augustus Lane,  
Joseph Leavitt,

Messrs. John Lee,  
John Livermore,  
Willard Mann,  
John Manson,  
John McDuffie,  
William McFarlin,  
Leonard McKenzie,  
Isaac H. Meserve,  
Ellis W. Morton,  
Edwin Mudge,  
John P. Ordway,  
George H. Peirson,  
Simeon Perkins,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
George W. Potter,  
Joseph S. Potter,  
Benjamin Proctor,  
Ensign B. Rogers,  
Otis T. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
Charles L. Shaw,  
William Sherburne,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Walter S. Sprague,  
Charles Stanwood,  
Isaac H. Stearns,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
Shepherd Thayer,  
Dexter A. Tompkins,  
George E. Towne,  
William H. Waitt,  
George Walker,  
Eben N. Wardwell,  
Royal S. Warren,  
Thomas S. Waters,

Messrs. Rufus A. White,  
Charles W. Wilder,  
Benjamin J. Williams,

Messrs. Charles Wing,  
James S. Woodworth,  
William H. P. Wright.

## NAYS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
Henry Bassett,  
Hugh R. Bean,  
C. C. Bixby,  
Morton V. Bonney,  
Hodgdon F. Buzzell,  
Philo Chapin,  
Charles W. Chase,  
Linus M. Child,  
Henry H. Cook,  
Lament B. Corbin,  
Orlando B. Crane,  
Alanson Crittenden,  
David Cushing, 2d,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Charles H. Fiske,  
John D. Flagg,  
James B. Francis,  
Samuel Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Josiah S. Hammond,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
George W. Heywood,  
George M. Hobbs,  
William Howland,  
George W. Jackman, Jr.,  
Dexter S. King,  
Charles J. Kittredge,

Messrs. Howard M. Lane,  
Edward H. Lathrop,  
Roger H. Leavitt,  
Joseph B. Lombard,  
George H. Long,  
William Mixter,  
Frederick A. Morey,  
Henry Newton,  
Thomas Parsons,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,  
Nathan P. Pratt,  
William H. Reynard,  
Jeremiah A. Rich,  
Joseph Ross,  
William R. Sessions,  
Henry Shortle,  
Edwin N. Snow,  
Henry Souther,  
John K. Tarbox,  
James G. Tewksbury,  
Charles R. Train,  
Mason Van Dusen,  
Eden Wadsworth,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Lory S. Watson,  
Willard Wheeler,  
Windsor N. White,  
Daniel H. Whitney,  
John A. Wiley,  
Warren Williams,  
Charles W. Worcester.

Yeas, 98 ; Nays, 70.

## ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
William F. Arnold,  
William Barker, Jr.,  
William G. Bates,  
P. A. Beaman,  
Willard Blackinton,

Messrs. Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
Oliver H. P. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,



Messrs. Henry M. Clarke,  
 Seth Crowell,  
 Thomas Cunningham,  
 Thaddeus K. DeWolf,  
 Thomas J. Fay, \*  
 Ezra H. Flagg,  
 Dudley Foster,  
 James A. Fox,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Delano A. Goddard,  
 Levi S. Gould,  
 Charles A. Hewins,  
 Charles Heywood,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 Edward A. Hulbert,  
 Harvey Jewell, (Speaker),  
 William Knowlton,  
 Job M. Leonard,  
 James L. Locke,  
 James F. Mansfield,  
 Murdock Matheson,  
 Wallace McFarland,  
 Amasa C. Morse,  
 Nathaniel C. Nash,  
 Weaver Osborn,  
 Dan Packard,

Messrs. John Perley,  
 George Phipps,  
 Caleb Rand,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Otis Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Edward H. B. Ruggles,  
 John Severson,  
 Hiram S. Shurtleff,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 S. K. Towle,  
 Jacob P. Towne,  
 A. G. Walker,  
 Sydney F. Whitehouse,  
 William Whiting,  
 George F. Williams,  
 Joel B. Williams,  
 Nathan S. Williams,  
 J. W. F. Willson,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 P. Ambrose Young.

On motion of Mr. Livermore of Cambridge, the previous question was ordered, and the bill was ordered to a third reading.

Orders of the  
 day.

Bill concerning the provisions for widows in certain cases, was read and passed to be engrossed, and sent up for concurrence.

Bill supplementary to chapter 266 of the acts of the year 1867 concerning the militia, was read and amended and passed to be engrossed, and the title amended so as to read, bill relating to musicians of cavalry and to brigade inspectors.

Mr. Drew of Plymouth presented the remonstrance of the selectmen of Plymouth against the passage of the bill authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows. Laid upon the table.

Adjourned.

## AFTERNOON SESSION.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport, the committee on the subject of the doings of the county commissioners of Essex County, was authorized to sit during the session of the House to-morrow forenoon.

Commissioners of Essex County.

Mr. Dana of Cambridge presented the petition of N. B. Shurtleff, chairman of the commissioners for purchasing a site for a post-office in Boston, for the cession of jurisdiction of said site to the United States. Referred to the committee on the Judiciary.

Post-office in Boston.

On motion of Mr. Lathrop of Huntington,—

*Ordered*, That on and after May 27, each session of the House shall be a legislative day; and that for the purposes named in the twenty-fourth rule, the present shall be considered the last week of the session.

Each session a legislative day.

Mr. Stearns of Milford asked leave to introduce a bill to aid in establishing and supporting an asylum for the cure of diseases caused by inebriation; but leave was not granted.

Asylum for Inebriates.

Engrossed bills:

Bills passed.

Respecting bonds in civil cases;

To aid the construction of the Lee and New Haven Railroad;

Concerning the Mill Dam road, and roads connected therewith, belonging to the Commonwealth;

In relation to the election and duties of overseers of the poor of the city of Lynn;

(Which severally originated in the House of Representatives;)

To incorporate the Dedham Irish Benevolent Society;

(Which originated in the Senate;)

Were severally passed and signed and sent to the Senate.

*Papers from the Senate.*

Bill relating to insurance companies, introduced on leave in the Senate, came down, and was read and referred in concurrence to the committee on Insurance.

Insurance Companies.

Bill in relation to the election of state directors in the Boston and Albany Railroad Company, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Directors in Boston and Albany R. R.

Bill in addition to an act to regulate the sale of intoxicating liquors, came from the Senate, that branch having

Licence law.

concurred with the House in the amendment to the fourth section with an amendment striking therefrom the provision that "any person may distil the cider of his own manufacture, and sell the produce of such distillation in quantities of not less than five gallons, but no sale shall be made to be drunk on the premises." And also having verbally amended the new section numbered six. The bill was considered, and the amendments of the Senate to the amendments of the House were concurred in.

Museum of  
Comparative  
Zo-ology.

Resolve in favor of the Museum of Comparative Zoölogy, passed to be engrossed in the Senate, in concurrence with amendments, granting \$75,000 to Williams College, came down, and was placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

Resolve in relation to diplomas for soldiers was read.

Mr. Peirson of Salem moved to amend it by substituting the resolve which came from the Senate. The motion was rejected, and then the resolve was rejected.

Bill to amend chapter 342 of the acts of the year 1867 concerning the Boston and Worcester and certain other railroad corporations, was, on motion of Mr. Mixer of Hardwick, indefinitely postponed.

Bills:

To repeal the 15th section of chapter 15 of the General Statutes;

In addition to an act to incorporate the Melrose and South Reading Railroad Company;

In relation to the taxation of insurance companies;

To incorporate the Great Barrington Water Company;

Were severally read and ordered to a third reading.

Bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was read, and an amendment recommended by the committee on Finance was adopted.

Mr. Jackman of Newburyport moved that the further consideration of the bill be referred to the next General Court, and, on his motion, the yeas and nays were ordered on this question. On motion of Mr. Train of Boston, the bill was laid upon the table. And afterwards, on his motion, it was taken up and postponed, and specially assigned for to-morrow at 11½ o'clock.

Resolve authorizing the purchase and distribution of 1,000 copies of Schouler's History of Massachusetts in the Rebellion, not having been in the hands of the committee

on Finance, on motion of Mr. Tompkins of Boston, the rule requiring it to be so referred was suspended.

The resolve was read.

Mr. Sessions of Wilbraham moved to amend it by reducing the number of copies from 1,000 to 500, but the amendment was rejected.

Mr. Sessions also moved to amend it by striking out the words, "to each officer, member and clerk of the executive, legislative, educational and military departments of the government, and the reporters for the press in regular attendance upon the legislature, severally for the present year, one copy."

Upon this amendment, on motion of Mr. Howland of Lynn, the yeas and nays were ordered,

And the roll being called there were ninety-four yeas and seventy-eight nays, as follows :

## YEAS.

Messrs. John Quincy Adams,  
E. Watson Arnold,  
Henry Bassett,  
C. C. Bixby,  
Willard Blackinton,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
Ezra P. Brownell,  
Hodgdon F. Buzzell,  
Charles W. Chase,  
Linus M. Child,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Charles H. Drew,  
John D. Flagg,  
James T. Ford,  
James A. Fox,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Josiah Gates,  
Delano A. Goddard,  
Levi S. Gould,  
David D. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,

Messrs. Charles A. Hewins,  
Charles Heywood,  
George M. Hobbs,  
Alvah Holway,  
Solomon H. Howe,  
William Howland,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
Dexter S. King,  
William A. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Edward H. Lathrop,  
Willard Mann,  
James F. Mansfield,  
John Manson,  
Murdock Matheson,  
John McDuffie,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
Weaver Osborn,  
Edward H. Pierce,  
Thomas F. Plunkett,  
Moses Pool,  
Henry S. Porter,  
Nathan P. Pratt,

Messrs. William H. Reynard,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Otis T. Ruggles,  
 George Sanford,  
 William R. Sessions,  
 William Sherburne,  
 Henry Souther,  
 Walter S. Sprague,  
 Walter B. Studley,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Jacob P. Towne,  
 Charles R. Train,

Messrs. William H. Waitt,  
 Levi Wallace,  
 Horace Ward,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Willard Wheeler,  
 Windsor N. White,  
 Charles W. Wilder,  
 John A. Wiley,  
 Benjamin J. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 J. H. Wood,  
 James B. Wood,  
 Charles W. Worcester.

## NAYS.

Messrs. George E. Allen,  
 John H. Bangs,  
 Charles Bird, Jr.,  
 John C. Blasdel,  
 Morton V. Bonney,  
 George E. Bridges,  
 Ralph S. Brown,  
 William H. Burbeck,  
 Thomas H. Carruth,  
 Jonas A. Champney,  
 Philo Chapin,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Francis E. Cushing,  
 Curtis Davis,  
 Silas Dunton,  
 Moses Farnum,  
 Stephen C. Felton,  
 Charles A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Thomas J. Field,  
 Thomas J. Gargan,  
 Noah M. Gaylord,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 George W. Heywood,  
 Daniel Howard,

Messrs. William D. Jones,  
 Augustus Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 John Lee,  
 John Livermore,  
 James L. Locke,  
 Joseph B. Lombard,  
 George H. Long,  
 Henry Newton,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 Henry E. Pond,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Caleb Rand,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 Joseph Ross,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Charles L. Shaw,  
 Iram Smith,  
 John J. Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Isaac H. Stearns,  
 John W. Stevens,

<p>Messrs. Newell A. Thompson,  Prescott A. Thompson,  John M. Tobin,  Dexter A. Tompkins,  Mason Van Dusen,  Eden Wadsworth,  George Walker,</p>	<p>Messrs. Eben N. Wardwell,  Lory S. Watson,  Rufus A. White,  Sydney F. Whitehouse,  George F. Williams,  J. W. F. Willson,  James S. Woodworth.</p>
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Yeas, 94; Nays, 78.

ABSENT OR NOT VOTING.

<p>Messrs. Levi A. Abbott,  Rufus Adams,  Samuel Appleton,  William F. Arnold,  William Barker, Jr.,  Irving Bates,  William G. Bates,  P. A. Beaman,  Hugh R. Bean,  Charles H. Blanchard,  Albert Blood,  John R. Bullard,  Dennis Cawley, Jr.,  Heman B. Chase,  Henry M. Clarke,  Patrick A. Collins,  Henry H. Cook,  George P. Cox,  Seth Crowell,  Thomas Cunningham,  Thaddeus K. DeWolf,  Thomas J. Fay,  Charles H. Fiske,  Ezra H. Flag,  Dudley Foster,  Roscoe W. Gage,  Samuel H. Gould,  James A. Hervey,  Noble H. Hill,  Anson P. Hooker,  J. R. Huntington,  Harvey Jewell, (Speaker),  Lewis S. Judd,  William W. Kellogg,</p>	<p>Messrs. Howard M. Lane,  Job M. Leonard,  Wallace McFarland,  Isaac H. Meserve,  Amasa C. Morse,  Ellis W. Morton,  Nathaniel C. Nash,  John P. Ordway,  John Perley,  Simeon Perkins,  George Phipps,  Jonathan Pierce,  George W. Potter,  Edward H. R. Ruggles,  Wm. Seaver, of Roxbury,  John Severson,  Henry Shortle,  Hiram S. Shurtleff,  Lemuel B. Simmons,  Charles Stanwood,  Edward S. Stebbins,  Hubbard W. Tilton,  S. K. Towle,  George E. Towne,  A. G. Walker,  William Whiting,  Daniel H. Whitney,  Joel B. Williams,  Joseph Wilson,  Charles Wing,  George W. Woodwell,  William H. P. Wright,  P. Ambrose Young.</p>
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And the amendment was agreed to.

The question recurring on ordering the resolve to a third reading,

On motion of Mr. Child of Boston, the yeas and nays were ordered,

And the roll being called, there were seventy-four yeas  
and ninety-six nays,

And the resolve was rejected.

The yeas and nays were as follows :

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Morton V. Bonney,  
George E. Bridges,  
Ezra P. Brownell,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Jonas A. Champney,  
Philo Chapin,  
Benjamin F. Cook,  
Alanson Crittenden,  
George K. Daniell,  
Curtis Davis,  
Moses Farnum,  
Charles A. Fox,  
James A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Abraham G. Hart,  
George W. Heywood,  
Solomon H. Howe,  
William D. Jones,  
Dexter S. King,  
John Lee,  
John Livermore,  
James L. Locke,  
Joseph B. Lombard,  
George H. Long,

Messrs. James F. Mansfield,  
Murdock Matheson,  
William McFarlin,  
Thomas Parsons,  
George H. Peirson,  
Henry E. Pond,  
George W. Potter,  
Joseph S. Potter,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Otis Rich,  
John H. Robinson,  
Joseph Ross,  
Otis T. Ruggles,  
Wm. Seaver, of Ashland,  
John J. Smith,  
Oliver W. Smith,  
Isaac H. Stearns,  
John W. Stevens,  
John K. Tarbox,  
Newell A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
George E. Towne,  
Jacob P. Towne,  
Charles R. Train,  
Eden Wadsworth,  
George Walker,  
Eben N. Wardwell,  
Rufus A. White,  
Sydney F. Whitehouse,  
Charles W. Wilder,  
John A. Wiley,  
George F. Williams,  
J. W. F. Willson,  
James S. Woodworth.

## NAYS.

Messrs. John Quincy Adams,  
John H. Bangs,  
Henry Bassett,  
P. A. Beaman,  
Willard Blackinton,

Messrs. Charles Bradley,  
Oliver H. P. Brown,  
Ralph S. Brown,  
William B. Brown,  
Charles W. Chase,

Messrs. Linus M. Child,  
 Henry H. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 Leander S. Daniels,  
 Jeremy B. Dennett,  
 Charles H. Drew,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 John D. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Delano A. Goddard,  
 Levi S. Gould,  
 J. Otis Hale,  
 Josiah S. Hammond,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Charles Heywood,  
 George M. Hobbs,  
 Alvah Holway,  
 William Howland,  
 George W. Jackman, Jr.,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 Willard Mann,  
 John Manson,

Messrs. John McDuffie,  
 Leonard McKenzie,  
 William Mixter,  
 Edwin Mudge,  
 Henry Newton,  
 Weaver Osborn,  
 Dan Packard,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Moses Pool,  
 Henry S. Porter,  
 Nathan P. Pratt,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 John Runey,  
 George Sanford,  
 William R. Sessions,  
 Charles L. Shaw,  
 William Sherburne,  
 Edwin N. Snow,  
 Henry Souther,  
 Walter S. Sprague,  
 Walter B. Studley,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Mason Van Dusen,  
 William H. Waitt,  
 Levi Wallace,  
 Horace Ward,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,  
 Windsor N. White,  
 Benjamin J. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 J. H. Wood,  
 Charles W. Worcester.

Yeas, 74; Nays, 96.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Samuel Appleton,  
 E. Watson Arnold,

Messrs. William F. Arnold,  
 William Barker, Jr.,  
 Irving Bates,



Messrs. William G. Bates,  
 Charles H. Blanchard,  
 Albert Blood,  
 John R. Bullard,  
 Dennis Cawley, Jr.,  
 Heman B. Chase,  
 Henry M. Clarke,  
 Patrick A. Collins,  
 George P. Cox,  
 Seth Crowell,  
 Thomas Cunningham,  
 Thaddeus K. DeWolf,  
 Silas Dunton,  
 Thomas J. Fay,  
 Ezra H. Flagg,  
 Roscoe W. Gage,  
 Samuel H. Gould,  
 David D. Hart,  
 James A. Hervey,  
 Noble H. Hill,  
 Anson P. Hooker,  
 Daniel Howard,  
 John A. Hughes,  
 Edward A. Hulbert,  
 J. R. Huntington,  
 Harvey Jewell, (Speaker),  
 Lewis S. Judd,  
 William W. Kellogg,  
 Job M. Leonard,  
 Wallace McFarland,  
 Isaac H. Meserve,  
 Frederick A. Morey,

Messrs. Amasa C. Morse,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 John P. Ordway,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Jonathan Pierce,  
 William H. Reynard,  
 Edward H. R. Ruggles,  
 Wm. Seaver, of Roxbury,  
 John Severson,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John H. Swain,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 A. G. Walker,  
 William Whiting,  
 Daniel H. Whitney,  
 Joel B. Williams,  
 Joseph Wilson,  
 Charles Wing,  
 James B. Wood,  
 George W. Woodwell,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

Afterwards, Mr. Jackman of Newburyport moved a reconsideration of the vote by which the resolve was rejected, and the motion was placed in the orders of the day for to-morrow.

Bill authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows, was read, and Mr. Dana of Cambridge offered an amendment thereto, pending the consideration of which, the bill was laid on the table.

Resolve in favor of Herman Haupt was postponed until to-morrow, on motion of Mr. Potter of Arlington.

Bill in relation to the asylum for the chronic insane at Tewksbury was referred to the committee on Finance, on motion of Mr. Parsons of Brookline.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company, was postponed until to-morrow, on motion of Mr. Manson of Scituate.

Report, inexpedient, on an order relative to the destruction of birds' eggs, was accepted, in concurrence.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was, on motion of Mr. Dana of Cambridge, postponed until to-morrow.

Bill to authorize the town of Conway to subscribe for and hold stock in the Northampton and Shelburne Falls Railroad Company, was read, but no vote was taken thereon.

Adjourned.

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WEDNESDAY, May 27, 1868.

Met according to adjournment.

Mr. Drew of Plymouth, from the committee on Railways and Canals, to whom was referred a bill to establish a board of railroad commissioners, reported it in a new draft. Read and referred to the committee on Finance.

Railroad  
commission  
ers.

*Papers from the Senate.*

Bill in relation to commitments to certain State institutions ;

Commit-  
ments to  
State insti-  
tutions.  
Road over  
State lands.

Resolve authorizing the county commissioners of the county of Berkshire to lay out a road over certain lands of the Commonwealth ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Bill relating to malicious trespasses, (being a new draft of House bill with the same title ;)

Malicious  
trespasses.

And bill to protect the property belonging to public reading rooms ;

Reading  
rooms.

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on the Judiciary.

Report, reference to the next General Court, of the bill concerning the Wood's Hole Railroad Company, accepted in the Senate, came down, and was placed in the orders of the day for this afternoon.

Wood's Hole  
R. R.

On motion of Mr. Tarbox of Lawrence, the bill concerning the Salem Turnpike and the several toll-bridges in Essex County, was discharged from the orders of the day, and considered, and the Senate's amendments thereto were

Salem  
Turnpike.

concurred in, with the exception of the amendment numbered 11 at M in section 8, which was non-concurred in; and the bill was returned to the Senate.

Cape Cod R.  
R. Co. and  
Cohasset  
Narrows.

On motion of Mr. Parsons of Brookline, the bill authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows was taken from the table and considered, and the amendment offered yesterday was amended and agreed to, and the bill ordered to a third reading.

Orders of the  
day.

The orders of the day were taken up.

Bill authorizing the Lynn Aqueduct Company to issue bonds, and for other purposes, was read and ordered to a third reading.

Bill relating to burial grounds, and the disinterment of dead bodies, was rejected.

Report, inexpedient, on an order relative to suits against vendors in certain cases, was accepted.

Bills:

To abolish corporal punishment in all public schools in this Commonwealth;

To repeal the 15th section of chapter 15 of the General Statutes;

Respecting licenses to build upon flats;

In relation to the taxation of insurance companies;

To incorporate the Great Barrington Water Company;

Were severally read, and passed to be engrossed, and sent up for concurrence.

Bills:

In addition to an act to incorporate the Melrose and South Reading Horse Railroad Company;

For the protection of trout in the Morrill Pond in the town of Wendell;

To authorize Otis Shepherd to construct a wharf in Dorchester;

Relating to the establishment of union schools;

To authorize the Mechanics' Mills to construct a wharf in Fall River;

Were severally read, and passed to be engrossed, in concurrence.

The motion to reconsider the vote by which the House rejected the resolve authorizing the purchase and distribution of 1,000 copies of Schouler's History of Massachusetts in the Rebellion, was agreed to.

And the question recurring on ordering the resolve to a third reading,

Mr. Howland of Lynn demanded the yeas and nays, but they were not ordered.

Mr. Fox of Boston moved a reconsideration of the vote by which the amendment offered by Mr. Sessions yesterday was adopted.

Mr. Lathrop of Huntington demanded the yeas and nays, but they were not ordered.

On motion of Mr. Ruggles of Fitchburg, the previous question was ordered.

The motion to reconsider was agreed to.

And the question recurring on agreeing to the amendment,

Mr. Howland of Lynn demanded the yeas and nays, but they were not ordered.

The amendment was then rejected, and the resolve was ordered to a third reading.

Bill to authorize the town of Conway to subscribe for and hold stock in the Northampton and Shelburne Falls Railroad Company, was amended by striking out the provision requiring a two-thirds vote, and passed to be engrossed, and sent up for concurrence.

Resolve in favor of Herman Haupt & Company was taken up, but without action thereon, Herman Haupt.

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up, and on motion of Mr. Train of Boston, was postponed, and specially assigned for this afternoon, at 2½ o'clock. Hoosac Tunnel.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

On motion of Mr. Jackman of Newburyport, the committee on the doings of the Essex County Commissioners was authorized to sit during the session to-morrow forenoon. Essex County commis'srs

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up, and Mr. Train of Boston moved to amend it by substituting a new bill. Hoosac Tunnel.

Amendments were also offered by Mr. Towne of Fitchburg and Mr. Dana of Cambridge, which were ordered to be printed.

And on motion of Mr. Walker of Springfield, the bill was then postponed, and specially assigned for to-morrow, at 2½ o'clock, P. M.

Orders of the  
day.

The orders of the day were taken up.

Resolve in favor of Herman Haupt & Company was read.

Mr. Fox of Boston moved to amend it by making the appropriation \$150,000, instead of \$53,000.

On motion of Mr. Walker of Springfield, the yeas and nays were ordered,

And the roll being called, there were fifty-three yeas and fifty-eight nays,

And the amendment was rejected.

The yeas and nays were as follows :

YEAS.

Messrs. George E. Allen,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Charles H. Blanchard,  
William B. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Henry H. Cook,  
Curtis Davis,  
Thaddeus K. De Wolf,  
James A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Samuel Freeman,  
Samuel T. Field,  
Roscoe W. Gage,  
J. Otis Hale,  
Abraham G. Hart,  
David D. Hart,  
Noble H. Hill,  
Daniel Howard,  
William Howland,  
William A. King,  
Roger H. Leavitt,  
John McDuffie,  
Ellis W. Morton,

Messrs. Edwin Mudge,  
John P. Ordway,  
Weaver Osborn,  
George Phipps,  
Edward H. Pierce,  
Joseph S. Potter,  
Henry S. Ranney,  
Otis Rich,  
Otis T. Ruggles,  
George Sanford,  
Wm. Seaver, of Roxbury,  
John J. Smith,  
Oliver W. Smith,  
Charles Stanwood,  
John W. Stevens,  
Shepherd Thayer,  
Dexter A. Tompkins,  
Charles R. Train,  
Eden Wadsworth,  
Eben N. Wardwell,  
Royal S. Warren,  
Thomas S. Waters,  
Rufus A. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
J. H. Wood.

NAYS.

Messrs. William F. Arnold,  
Henry Bassett,  
Charles Bradley,  
Ralph S. Brown,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
Alanson Crittenden,

Messrs. Richard H. Dana, Jr.,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Charles A. Fox,  
Josiah O. Friend,  
Frederick W. Field,  
Joseph H. Hathaway,

<p>Messrs. Tilly Haynes,            John A. Hughes,            George W. Jackman, Jr.,            Dexter S. King,            Charles J. Kittredge,            Augustus Lane,            Edward H. Lathrop,            Joseph B. Lombard,            Willard Mann,            William Mixer,            Frederick A. Morey,            Henry Newton,            Thomas Parsons,            Thomas F. Plunkett,            Moses Pool,            Henry S. Porter,            George W. Potter,            Nathan P. Pratt,            Benjamin Proctor,            Caleb Rand,            Jeremiah A. Rich,</p>	<p>Messrs. Ensign B. Rogers,            John Runey,            William R. Sessions,            Charles L. Shaw,            William Sherburne,            Lemuel B. Simmons,            Edwin N. Snow,            Henry Souther,            James G. Tewksbury,            Jacob P. Towne,            Mason Van Dusen,            William H. Waitt,            George Walker,            Horace Ward,            Francis W. Warren,            Lory S. Watson,            Willard Wheeler,            George F. Williams,            Joel B. Williams,            Warren Williams,            Joseph Wilson.</p>
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Yeas, 53; Nays, 58.

ABSENT OR NOT VOTING.

<p>Messrs. Levi A. Abbott,            John Quincy Adams,            Rufus Adams,            Samuel Appleton,            E. Watson Arnold,            John H. Bangs,            William Barker, Jr.,            Irving Bates,            William G. Bates,            P. A. Beaman,            Willard Blackinton,            John C. Blasdel,            Albert Blood,            Morton V. Bonney,            George E. Bridges,            Oliver H. P. Brown,            Ezra P. Brownell,            John R. Bullard,            Thomas H. Carruth,            Dennis Cawley, Jr.,            Jonas A. Champney,            Charles W. Chase,            Henry M. Clarke,            Patrick A. Collins,            Benjamin F. Cook,</p>	<p>Messrs. Lament B. Corbin,            Joseph W. Cornell,            George P. Cox,            Orlando B. Crane,            Seth Crowell,            Thomas Cunningham,            David Cushing, 2d,            Francis E. Cushing,            George K. Daniell,            Leander S. Daniels,            Jeremy B. Dennett,            Charles H. Drew,            Silas Dunton,            Moses Farnum,            Thomas J. Fay,            Stephen C. Felton,            Charles H. Fiske,            Ezra H. Flagg,            Thomas J. Field,            Thomas J. Gargan,            Josiah Gates,            Noah M. Gaylord,            Delano A. Goddard,            Levi S. Gould,            Samuel H. Gould,</p>
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Messrs. Josiah S. Hammond,	Messrs. Alvah Raymond, Jr.,
James A. Hervey,	William H. Reynard,
Charles A. Hewins,	Eleazer Richmond,
Charles Heywood,	John H. Robinson,
George W. Heywood,	Joseph Ross,
George M. Hobbs,	Edward H. R. Ruggles,
Alvah Holway,	Wm. Seaver, of Ashland,
Anson P. Hooker,	John Severson,
Solomon H. Howe,	Henry Shortle,
Edward A. Hulburt,	Hiram S. Shurtleff,
J. R. Huntington,	Iram Smith,
Harvey Jewell, (Speaker,)	Walter S. Sprague,
William D. Jones,	Isaac H. Stearns,
Lewis S. Judd,	Edward S. Stebbins,
William W. Kellogg,	Walter B. Studley,
Richmond Kingman,	John H. Swain,
William Knowlton,	John K. Tarbox,
Howard M. Lane,	Newell A. Thompson,
Joseph Leavitt,	Prescott A. Thompson,
John Lee,	Hubbard W. Tilton,
Job M. Leonard,	John M. Tobin,
John Livermore,	S. K. Towle,
James L. Locke,	George E. Towne,
George H. Long,	Levi Wallace,
James F. Mansfield,	A. G. Walker,
John Manson,	Windsor N. White,
Murdock Matheson,	William Whiting,
Wallace McFarland,	Charles W. Wilder,
William McFarlin,	John A. Wiley,
Leonard McKenzie,	Benjamin J. Williams,
Isaac H. Meserve,	Nathan S. Williams,
Amasa C. Morse,	J. W. F. Willson,
Nathaniel C. Nash,	Charles Wing,
Dan Packard,	James B. Wood,
George H. Peirson,	George W. Woodwell,
John Perley,	James S. Woodworth,
Simeon Perkins,	Charles W. Worcester,
Jonathan Pierce,	William H. P. Wright,
Henry E. Pond,	P. Ambrose Young.

The resolve was then ordered to a third reading.

No quorum

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company was read, and pending the question on ordering it to a third reading, a count of the House disclosed the want of a quorum.

Adjourned.

THURSDAY, May 28, 1868.

Met according to adjournment.

Mr. Parsons of Brookline, from the committee on Finance, reported that the bill to establish a board of railway commissioners ought to pass. Ordered to a second reading. Railway Commissioners.

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that Senate bill to protect the property belonging to public reading rooms, ought to pass. Ordered to a second reading. Reading rooms.

Mr. Train of Boston, from the same committee, reported that the Senate bill relating to malicious trespasses, ought to pass. Ordered to a second reading. Malicious trespasses.

*Papers from the Senate.*

Bill concerning the Salem Turnpike and the several toll bridges in Essex County, came from the Senate, that branch having insisted on its amendment at M, and having appointed Messrs. Ingalls, Brooks and Wheeler a committee of conference. The House concurred in the appointment of a committee, and Messrs. Tarbox of Lawrence, Adams of Quincy and Wright of Lawrence were joined. Salem Turnpike.

Bill in amendment of an act concerning the laying out, altering, widening and improving the streets of the city of Boston, passed to be engrossed in the Senate, in concurrence with an amendment, came down, and was referred to the committee on the Judiciary. Streets of Boston.

Notice was received of the rejection, by the Senate, of House bill to amend the charter of the city of Springfield. Charter of Springfield.

On motion of Mr. Wilder of Boston, the resolve in favor of the Museum of Comparative Zoölogy, was discharged from the orders of the day and considered, the question being on concurring with the Senate in its amendment appropriating \$75,000 to Williams College. Museum of Comparative Zoölogy and Williams College.

Mr. Wilder of Boston moved to amend the amendment by adding after Williams College, the words, "and fifty thousand dollars to the Dean Academy."

The Speaker ruled as follows:

The Chair is of opinion the amendment is not in order, being prohibited by rule 35th of the House. There is no corresponding rule in the Senate. Question of order.

The Chair has already, during the present session, ruled that amendments of a similar nature are not in order.



The Chair refers to sections 1367 and 1368, of Cushing's Law and Practice, as stating the true construction of the rule; also, to the uniform practice in the House of Representatives in Congress, which has the same rule.

The Speaker of the House of Representatives of the United States in 1851, said: "The Chair has repeatedly ruled during this session in conformity with the universal practice of the House, that it is not in order to amend a bill or resolution for the relief of A, by appending to it a provision for the relief of B." (See Cong. Globe, vol. 23, p. 523.) And on another day, on the same question, the Chair stated that it has been the uniform practice of the House, not only during the present Congress, but in all former Congresses, that it is not in order to add to a bill providing for the relief of a private individual, a provision for the relief of another private individual. If this principle were to obtain, all the private bills on the calendar could be attached to this section of the resolution."

The current of authority is so uniform, that the Chair has no doubt the amendment cannot be received under the rule.

Museum,  
&c.

After debate, on motion of Mr. Lane of Leominster, the previous question was ordered.

On motion of Mr. Bird of North Chelsea, the yeas and nays were ordered.

And the roll being called, there were forty-four yeas and one hundred and twenty-eight nays.

And the House refused to concur in the Senate's amendments.

The yeas and nays were as follows:

#### YEAS.

Messrs. William F. Arnold,  
William G. Bates,  
Willard Blackinton,  
Jonas A. Champney,  
Henry H. Cook,  
Alanson Crittenden,  
Richard H. Dana, Jr.,  
Thaddeus K. DeWolf,  
Charles A. Fox,  
James A. Fox,  
Andrew J. Freeman,  
Frederick W. Field,  
Josiah Gates,  
David D. Hart,  
James A. Hervey,

Messrs. Solomon H. Howe,  
William Howland,  
Edward A. Hulbert,  
Lewis S. Judd,  
Richmond Kingman,  
Charles J. Kittredge,  
Roger H. Leavitt,  
George H. Long,  
James F. Mansfield,  
John McDuffie,  
William Mixter,  
Frederick A. Morey,  
John P. Ordway,  
Thomas F. Plunkett,  
Henry S. Ranney,

Messrs. Otis Rich,  
Otis T. Ruggles,  
Wm. Seaver, of Roxbury,  
Henry Shortle,  
Charles Stanwood,  
Shepherd Thayer,  
Dexter A. Tompkins,

Messrs. George E. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
George Walker,  
Windsor N. White,  
Sydney F. Whitehouse,  
Charles W. Wilder,

NAYS.

Messrs. John Quincy Adams,  
Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
Irving Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Morton V. Bonney,  
Charles Bradley,  
George E. Bridges,  
Oliver H. P. Brown,  
Ralph S. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Henry M. Clarke,  
Patrick A. Collins,  
Benjamin F. Cook,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Leander S. Daniels,  
Curtis Davis,  
Jeremy B. Dennett,  
Charles H. Drew,  
Silas Dunton,

Messrs. Moses Farnum,  
Stephen C. Felton,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
James B. Francis,  
Josiah O. Friend,  
Thomas J. Gargan,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
George W. Heywood,  
Noble H. Hill,  
Alvah Holway,  
Anson P. Hooker,  
Daniel Howard,  
William D. Jones,  
William W. Kellogg,  
Dexter S. King,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
Ellis W. Morton,  
Edwin Mudge,  
Henry Newton,  
Dan Packard,  
George H. Peirson,

Messrs. Simeon Perkins, George Phipps, Edward H. Pierce, Jonathan Pierce, Henry E. Pond, Moses Pool, George W. Potter, Joseph S. Potter, Nathan P. Pratt, Benjamin Proctor, William H. Reynard, Jeremiah A. Rich, Eleazer Richmond, John H. Robinson, Ensign B. Rogers, John Runey, Wm. Seaver, of Ashland, William R. Sessions, Charles L. Shaw, William Sherburne, Iram Smith, John J. Smith, Edwin N. Snow,	Messrs. Henry Souther, Walter S. Sprague, Isaac H. Stearns, Edward S. Stebbins, John W. Stevens, Walter B. Studley, John K. Tarbox, Prescott A. Thompson, John M. Tobin, Charles R. Train, Francis W. Warren, Thomas S. Waters, Lory S. Watson, Willard Wheeler, William Whiting, Daniel H. Whitney, Benjamin J. Williams, Joel B. Williams, Warren Williams, Charles Wing, James S. Woodworth, Charles W. Worcester, William H. P. Wright.
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Yeas, 44; Nays, 128.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott, Charles H. Blanchard, John C. Blasdel, Albert Blood, William B. Brown, John R. Bullard, Thomas H. Carruth, Linus M. Child, Lament B. Corbin, Thomas J. Fay, Charles H. Fiske, Ezra H. Flagg, Samuel Freeman, Samuel T. Field, Thomas J. Field, Roscoe W. Gage, Noah M. Gaylord, Levi S. Gould, Tilly Haynes, Charles A. Hewins, Charles Heywood, George M. Hobbs, John A. Hughes, J. R. Huntington,	Messrs. George W. Jackman, Jr., Harvey Jewell, (Speaker,) William A. King, Job M. Leonard, John Livermore, Isaac H. Meserve, Amasa C. Morse, Nathaniel C. Nash, Weaver Osborn, Thomas Parsons, John Perley, Henry S. Porter, Caleb Rand, Alvah Raymond, Jr., Joseph Ross, Edward H. R. Ruggles, George Sanford, John Severson, Hiram S. Shurtleff, Lemuel B. Simmons, Oliver W. Smith, John H. Swain, James G. Tewksbury, Newell A. Thompson,
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Messrs. Hubbard W. Tilton,  
S. K. Towle,  
Jacob P. Towne,  
William H. Waitt,  
Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Eben N. Wardwell,  
Royal S. Warren,  
Rufus A. White,

Messrs. John A. Wiley,  
George F. Williams,  
Nathan S. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
P. Ambrose Young.

The orders of the day were taken up.

Orders of the  
day.

Bill in relation to commitments to certain state institutions;

Resolve authorizing the county commissioners of the county of Berkshire to lay out a road over certain lands of the Commonwealth;

Were severally read and ordered to a third reading.

Report, reference to the next General Court, on the bill concerning the Wood's Hole Railroad Company, was accepted in concurrence.

Bill authorizing the Lynn Aqueduct Company to issue bonds, was read and passed to be engrossed in concurrence.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company, was read, but no vote was taken thereon.

The orders of the day were laid upon the table.

Mr. Walker of Springfield, on leave, (the 56th rule, that when any bill, &c., has been finally rejected, no other, substantially the same, shall be introduced by any committee or member during the same session, being suspended,) introduced a bill in relation to the taxation of deposits in savings banks, which, under a suspension of the rules, was read three times, and passed to be engrossed and sent up for concurrence.

Taxation of  
savings  
banks.

Engrossed bills:

Bills passed.

Concerning the lighting of railroad passenger cars;

Relating to Deerfield River Bridge;

In relation to the stock and dividends of railroad, telegraph and gas light companies;

Reducing the capital stock of the Northampton, Hadley and Amherst Street Railway Company;

Requiring registers of deeds to record assignments in bankruptcy;

For the abatement of a nuisance in the city of Boston, and for the preservation of the public health in said city ;

Concerning the Agawam Bridge Company ;

To enable the city of Newburyport and the towns of Amesbury and Salisbury to take stock in the Newburyport and Amesbury Horse Railroad Company ;

To prohibit the removal of minors from the state by overseers of the poor ;

(Which severally originated in the House of Representatives ;)

Respecting the sale and investment of estates incumbered by contingent remainders, executory devises or powers of appointment ;

To incorporate the John Russell Manufacturing Company ;

To incorporate the Young Men's Christian Association of Worcester ;

In addition to an act to regulate the sale of intoxicating liquors ;

To authorize the Mechanics' Mills to construct a wharf in Fall River ;

In addition to an act to incorporate the Melrose and South Reading Horse Railroad Company ;

To authorize Otis Shepherd to construct a wharf in Dorchester ;

For the protection of trout in the Morrill Pond in the town of Wendell ;

Relating to the establishment of union schools ;

(Which severally originated in the Senate ;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve authorizing the trustees of the Northampton Lunatic Hospital to exchange and convey certain land, (which originated in the Senate,) was passed and signed and sent to the Senate.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

**Trial justices** Mr. Lathrop of Huntington, from the committee on the Judiciary, on an order of April 10, relating to trial justices, reported inexpedient to legislate. Placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Bill authorizing the sale of parsonage lands in the town of Hull, passed to be engrossed in the Senate, came down and was read and ordered to a second reading.

Parsonage  
lands in  
Hull.

Report of the committee on Prisons, reference to the next General Court, on an order of February 25, relative to the appointment of overseers of houses of correction ;

Overseers of  
houses of  
correction.

And report of the special committee on the Boston and Albany Railroad Company, asking " for full powers to sit during the recess, the power to send for persons and papers, to employ clerical assistance, and report to the next Legislature ; "

Committee  
to sit during  
the recess.

Severally accepted in the Senate, came down and were placed in the orders of the day for to-morrow.

**Bills :**

To authorize the Bay State Steamboat Company to hold real estate in Newport ;

Bay State  
Steamboat  
Co.

In addition to an act for supplying the city of Salem with pure water ;

Salem Water  
Works.

Severally passed to be engrossed in the Senate, came down, and were read and referred to the committee on the Judiciary.

**Bills :**

Establishing a foundling hospital ;

To increase the salary of the justice of the police court of Springfield ;

Foundling  
Hospital.  
Police Court  
of Spring-  
field.

(The latter being a new draft of House bill making an allowance to the justice of the police court of Springfield for clerical services ;)

Severally passed to be engrossed in the Senate, came down, and were severally read and referred to the committee on Finance.

Bill to protect trout in Jones' Mill Creek, in Barnstable, passed to be engrossed in concurrence in the Senate, with amendments, including an amendment in the title, making it a " bill to protect trout in the waters of the Commonwealth," came down and was considered, and the amendments were non-concurred in.

Jones' Mill  
Creek.

Notice was received of the rejection by the Senate of House bill respecting licenses to build upon flats.

Licenses to  
build upon  
flats.

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up, and after debate

Hoosac  
Tunnel.

was, on motion of Mr. Fox of Boston, postponed, and specially assigned for to-morrow at 11½ o'clock, A. M.

Orders of the  
Day.

The orders of the day were taken up.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company was read and amended, and ordered to a third reading.

Adjourned.

FRIDAY, May 29, 1868.

Met according to adjournment.

Marshpee  
Schools.

Mr. Parsons of Brookline, on leave, introduced a resolve in favor of the Marshpee schools; which was read and referred to the committee on Finance. Afterwards, Mr. Parsons, from that committee, reported that the resolve ought to pass, and it was ordered to a second reading.

Schools at  
Gay Head.

Mr. Parsons of Brookline, from the same committee, also reported that the resolve in favor of schools among the Indians of Gay Head ought to pass. Ordered to a second reading.

Poor Fund  
in Charlestown.

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that the bill to incorporate the trustees of the poor fund in the city of Charlestown ought to pass. Ordered to a second reading.

Streets of  
Boston.

Mr. Adams of Quincy, from the same committee, to whom was referred the bill in amendment of an act concerning the laying out, altering, widening and improving the streets of Boston, with the Senate's amendments, reported that the amendments ought to be concurred in. Placed in the orders of the day for this afternoon.

Directors of  
the Boston &  
Albany R. R.  
Co

Mr. Adams also reported that the Senate bill in relation to the State directors of the Boston and Albany Railroad Company ought not to pass. Placed in the orders of the day for this afternoon.

Eastern  
Steamship  
Co.

Mr. Howland of Lynn, from the same committee, reported in a new draft the bill to incorporate the Eastern Steamship Company. Read and ordered to a second reading.

Salem Water  
Works.

Also, that the bill in addition to an act for supplying the city of Salem with pure water ought to pass. Under a suspension of rules the bill was read three times, and passed to be engrossed in concurrence.

Seats in the  
Representa-  
tives' Hall.

Mr. Rich of Boston, from the committee on Finance, reported that the resolve in relation to the re-arrangement

of seats in the Representatives' Hall ought to pass. Ordered to a second reading.

*Papers from the Senate.*

The report of the committee of conference on the bill concerning the Salem turnpike, and the several toll bridges in Essex county, accepted in the Senate, came down, and was considered and accepted in concurrence. Salem Turnpike..

Resolutions in relation to national affairs, passed in the Senate, came down and were placed in the orders of the day for this afternoon. National Affairs.

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up, and was after debate postponed, and specially assigned for 2½ o'clock, P. M. Hoosac Tunnel.

The orders of the day were taken up. Orders of the day.

Bill relating to malicious trespasses was read and ordered to a third reading.

Bill to protect the property belonging to public reading rooms, was on motion of Mr. Dana of Cambridge, recommended to the committee on the Judiciary.

Resolve authorizing the county commissioners of the county of Berkshire to lay out a road over certain lands of the Commonwealth was read and passed to be engrossed in concurrence.

Report, inexpedient, on an order relative to trial justices, was accepted.

Bill authorizing the sale of parsonage lands in the town of Hull was read and ordered to a third reading.

Report, reference to the next General Court, relative to the appointment of overseers of houses of correction, was accepted in concurrence.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was read and amended, but not disposed of.

The orders of the day were laid upon the table.

Engrossed bills:

To incorporate the Boston Dental College;

In relation to the taxation of insurance companies;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate. Bills passed.



Engrossed resolves :

· Providing for the publication of certain special laws ;  
In favor of the Springfield Home for Friendless Women  
and Children ;

(Which severally originated in the House of Representatives ;)

Were severally passed, and signed, and sent to the Senate.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

L. B.  
Schwabe.

Mr. Packard of Abington presented a petition of L. B. Schwabe in relation to portraits of Massachusetts soldiers ; but objection was made to it as new business, and it was not received.

Bills passed.

Engrossed bill authorizing the Lynn Aqueduct Company to issue bonds, and for other purposes, (which originated in the Senate,) was passed to be enacted, and signed, and sent to the Senate.

Engrossed resolve concerning a fishway over or around the dam at Holyoke, on the Connecticut River, (which originated in the House of Representatives,) was passed, and signed, and sent to the Senate.

Province  
lands.

Mr. Shortle of Provincetown, on leave, introduced a bill in addition to an act for the protection of province lands in Provincetown Harbor ; which was read and referred to the committee on Harbors, and sent up for concurrence.

On motion of Mr. Jackman of Newburyport,—

Adjourn-  
ment.

*Ordered*, That when the House adjourns, it adjourn to meet again on Monday, at 2 o'clock, P. M.

L. B.  
Schwabe.

Mr. Thompson of Boston, from the committee on Military Affairs, on the petition of L. B. Schwabe, reported leave to withdraw. The report was considered and accepted, and sent up for concurrence.

Smith May-  
hew.

Mr. Arnold of Northampton, from the committee on Public Charitable Institutions, on the petition of Smith Mayhew, reported, asking to be discharged from its further consideration, and recommending the reference of the same to the committee on Finance. The report was considered and accepted, and so much of the same as discharges the committee sent up for concurrence ; and the petition was referred to the committee on Finance.

Berkshire  
courts.

On motion of Mr. Plunkett of Pittsfield, the bill to establish the county seat of the county of Berkshire at Pittsfield,

and for other purposes, was discharged from the orders of the day, and postponed, and specially assigned for Tuesday, at 11½ o'clock, A. M.

Bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was called up, and afterwards, on motion of Mr. Dana of Cambridge, laid upon the table.

On motion of Mr. Fox of Boston, the resolve in favor of Herman Haupt & Co. was discharged from the orders of the day and considered. Mr. Fox moved to amend it by striking out all of the resolve except the words "that there be allowed and paid out of the treasury of the Commonwealth to Herman Haupt & Co. the sum of fifty-three thousand dollars, in addition to the sum authorized to be allowed and paid to them by chapter 77 of the resolves of the year 1867," and to insert instead of the words struck out, these words: "And that Henry W. Paine, Alpheus Hardy and Wm. Raymond Lee be a commission to examine and determine whether any further payment is justly and equitably due to Herman Haupt & Company from the Commonwealth; and if any sum shall be found to be justly due, the Governor shall be authorized to draw his warrant upon the Treasurer for the amount: *provided*, that if any vacancy shall occur, it shall be filled by the Governor and Council, and that this commission may accept the accounts as audited by the former commission, or re-examine the same, at their discretion; and *provided, further*, that the rights of the claimants under this resolve shall not be prejudiced by chapter seventy-seven of the resolves of the year eighteen hundred and sixty-seven, and that the claimants shall agree to accept the decision of this commission as final and without appeal."

On motion of Mr. Wallace of Pepperell, the yeas and nays were ordered,

And the roll being called, there were fifty-eight yeas and one hundred and thirty-three nays.

And the amendment was rejected.

The yeas and nays were as follows:

#### YEAS.

Messrs. John C. Blasdel,  
Hodgdon F. Buzzell,  
Jonas A. Champney,  
Charles W. Chase,  
Thomas Cunningham,  
George K. Daniell,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,

Messrs. Charles H. Drew,  
Silas Dunton,  
Stephen C. Felton,  
James A. Fox,  
James B. Francis,  
Thomas J. Field,  
Roscoe W. Gage,  
Noah M. Gaylord,

Messrs. Levi S. Gould,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 Daniel Howard,  
 William A. King,  
 Howard M. Lane,  
 Roger H. Leavitt,  
 James F. Mansfield,  
 John McDuffie,  
 Wallace McFarland,  
 Edwin Mudge,  
 Thomas Parsons,  
 George H. Peirson,  
 Edward H. Pierce,  
 George W. Potter,  
 Henry S. Ranney,  
 Otis Rich,  
 Otis T. Ruggles,

Messrs. George Sanford,  
 Wm. Seaver, of Roxbury,  
 Wm. Seaver, of Ashland,  
 Hiram S. Shurtleff,  
 Oliver W. Smith,  
 Henry Souther,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John W. Stevens,  
 John H. Swain,  
 John K. Tarbox,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Sydney F. Whitehouse,  
 Daniel H. Whitney,  
 Charles Wing,  
 J. H. Wood,  
 James S. Woodworth.

#### NAYS.

Messrs. Levi A. Abbott,  
 John Quincy Adams,  
 George E. Allen,  
 E. Watson Arnold,  
 John H. Bangs,  
 William Barker, Jr.,  
 Henry Bassett,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 Hugh R. Bean,  
 Willard Blackinton,  
 Charles H. Blanchard,  
 Albert Blood,  
 Morton V. Bonney,  
 Charles Bradley,  
 Oliver H. P. Brown,  
 Ralph S. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Philo Chapin,  
 Heman B. Chase,  
 Linus M. Child,  
 Benjamin F. Cook,  
 Henry H. Cook,

Messrs. Joseph W. Cornell,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Seth Crowell,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 Leander S. Daniels,  
 Curtis Davis,  
 Moses Farnum,  
 Thomas J. Fay,  
 Charles H. Fiske,  
 John D. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 James A. Hervey,  
 Charles A. Hewins,

Messrs. Alvah Holway,  
William Howland,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
Richmond Kingman,  
Charles J. Kittredge,  
William Knowlton,  
Edward H. Lathrop,  
Joseph Leavitt,  
John Lee,  
Joseph B. Lombard,  
George H. Long,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Amasa C. Morse,  
Henry Newton,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
Moses Pool,  
Henry S. Porter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Alvah Raymond, Jr.,  
William H. Reynard,  
Jeremiah A. Rich,  
Eleazer Richmond,

Messrs. John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
John Runey,  
William R. Sessions,  
Charles L. Shaw,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Edwin N. Snow,  
Edward S. Stebbins,  
Walter B. Studley,  
James G. Tewksbury,  
Prescott A. Thompson,  
S. K. Towle,  
Jacob P. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Levi Wallace,  
George Walker,  
Horace Ward,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Windsor N. White,  
William Whiting,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
Joel B. Williams,  
Warren Williams,  
Joseph Wilson,  
James B. Wood,  
George W. Woodwell,  
Wm. H. P. Wright.

Yeas, 58 ; Nays, 133.

ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
Samuel Appleton,  
William F. Arnold,  
Charles Bird, Jr.,  
C. C. Bixby,  
George E. Bridges,

Messrs. William B. Brown,  
William H. Burbeck,  
Henry M. Clarke,  
Patrick A. Collins,  
Lament B. Corbin,  
George P. Cox,

Messrs. Ezra H. Flagg,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Delano A. Goddard,  
 David D. Hart,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 John A. Hughes,  
 J. R. Huntington,  
 Harvey Jewell, (Speaker,)  
 Augustus Lane,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locke,  
 Isaac H. Meserve,  
 Ellis W. Morton,  
 Nathaniel C. Nash,

Messrs. John P. Ordway,  
 Dan Packard,  
 Joseph S. Potter,  
 Caleb Rand,  
 Joseph Ross,  
 John Severson,  
 William Sherburne,  
 Hubbard W. Tilton,  
 George E. Towne,  
 Charles R. Train,  
 A. G. Walker,  
 Eben N. Wardwell,  
 Willard Wheeler,  
 Rufus A. White,  
 Nathan S. Williams,  
 J. W. F. Willson,  
 Charles W. Worcester,  
 P. Ambrose Young.

Mr. Pierce of Boston moved to amend the resolve by striking out fifty-three thousand, and inserting one hundred and fifty thousand.

On motion of Mr. Jackman of Newburyport, the yeas and nays were ordered,

And the roll being called, there were eighty-five yeas and one hundred and nine nays,

And the amendment was rejected.

The yeas and nays were as follows :

#### YEAS.

Messrs. George E. Allen,  
 John H. Bangs,  
 Hugh R. Bean,  
 C. C. Bixby,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 George E. Bridges,  
 William B. Brown,  
 Hodgdon F. Buzzell,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Henry M. Clarke,  
 Henry H. Cook,  
 George P. Cox,  
 Thomas Cunningham,  
 George K. Daniell,  
 Curtis Davis,  
 Jeremy B. Dennett,  
 Thaddeus K. DeWolf,  
 Silas Dunton,

Messrs. Stephen C. Felton,  
 James A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Roscoe W. Gage,  
 Thomas J. Gargan,  
 Levi S. Gould,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Abraham G. Hart,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 Daniel Howard,  
 Solomon H. Howe,  
 William A. King,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 James L. Locke,

Messrs. John McDuffie,  
Wallace McFarland,  
Ellis W. Morton,  
Edwin Mudge,  
Weaver Osborn,  
Dan Packard,  
George H. Peirson,  
Edward H. Pierce,  
George W. Potter,  
Joseph S. Potter,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Otis Rich,  
Eleazer Richmond,  
Otis T. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Henry Shortle,  
Hiram S. Shurtleff,  
Iram Smith,  
John J. Smith,

Messrs. Oliver W. Smith,  
Charles Stanwood,  
Isaac H. Stearns,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
Shepherd Thayer,  
Newell A. Thompson,  
Prescott A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
Eden Wadsworth,  
Royal S. Warren,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth.

NAYS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
William Barker, Jr.,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Willard Blackinton,  
Albert Blood,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
Ralph S. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Thomas H. Carruth,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Linus M. Child,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
David Cushing, 2d,

Messrs. Francis E. Cushing,  
Richard H. Dana, Jr.,  
Leander S. Daniels,  
Charles H. Drew,  
Moses Farnum,  
John D. Flagg,  
James T. Ford,  
Charles A. Fox,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Thomas J. Field,  
Josiah Gates,  
Noah M. Gaylord,  
Joseph H. Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,  
Alvah Holway,  
William Howland,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Lewis S. Judd,  
William W. Kellogg,

Messrs. Dexter S. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Edward H. Lathrop,  
 John Lee,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 John Manson,  
 Murdock Matheson,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixer,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Henry Newton,  
 Thomas Parsons,  
 John Perley,  
 Simeon Perkins,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Moses Pool,  
 Henry S. Porter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 William H. Reynard,  
 Jeremiah A. Rich,  
 John H. Robinson,  
 Ensign B. Rogers,

Messrs. Edward H. R. Ruggles,  
 John Runey,  
 William R. Sessions,  
 Charles L. Shaw,  
 Lemuel B. Simmons,  
 Edwin N. Snow,  
 Henry Souther,  
 Walter S. Sprague,  
 Edward S. Stebbins,  
 James G. Tewksbury,  
 S. K. Towle,  
 Jacob P. Towne,  
 Mason Van Dusen,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Windsor N. White,  
 Benjamin J. Williams,  
 George F. Williams,  
 Joel B. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 James B. Wood,  
 Charles W. Worcester,  
 William H. P. Wright.

Yeas, 85 ; Nays, 109.

#### ABSENT OR NOT VOTING.

Messrs. Rufus Adams,  
 Samuel Appleton,  
 E. Watson Arnold,  
 William F. Arnold,  
 Irving Bates,  
 Charles Bird, Jr.,  
 William H. Burbeck,  
 Patrick A. Collins,  
 Lament B. Corbin,  
 Thomas J. Fay,  
 Charles H. Fiske,  
 Ezra H. Flaggs,  
 Dudley Foster,  
 Samuel T. Field,  
 Delano A. Goddard,  
 Josiah S. Hammond,

Messrs. David D. Hart,  
 George M. Hobbs,  
 Anson P. Hooker,  
 John A. Hughes,  
 J. R. Huntington,  
 Harvey Jewell, (Speaker),  
 Augustus Lane,  
 Job M. Leonard,  
 John Livermore,  
 James F. Mansfield,  
 Isaac H. Meserve,  
 Nathaniel C. Nash,  
 John P. Ordway,  
 George Phipps,  
 Henry E. Pond,  
 Caleb Rand,

Messrs. Joseph Ross,  
John Severson,  
Hubbard W. Tilton,  
George E. Towne,  
Charles R. Train,  
A. G. Walker,  
Eben N. Wardwell,

Messrs. Willard Wheeler,  
Rufus A. White,  
William Whiting,  
Nathan S. Williams,  
J. W. F. Willson,  
P. Ambrose Young.

The resolve was then passed to be engrossed, and sent up for concurrence.

The orders of the day were taken up.

Orders of the  
day.

Bill relating to malicious trespasses was read and amended, and passed to be engrossed, in concurrence.

Bill authorizing the sale of parsonage lands in the town of Hull, was read and passed to be engrossed, in concurrence.

Bill in amendment of an act concerning the laying out, widening and improving the streets of Boston, was considered, and the Senate's amendment was non-concurred in.

Bill in relation to the election of State directors of the Boston and Albany Railroad Company, was rejected.

Bill to amend an act to incorporate the trustees of the poor fund in Charlestown, was read and ordered to a third reading.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was considered, and afterwards, on motion of Mr. Howland of Lynn, postponed until Monday.

Bill authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows, was read.

A division upon an amendment offered by Mr. Drew of Plymouth disclosed the want of a quorum, and the House Adjourned. No quorum.

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MONDAY, June 1, 1868.

Met according to adjournment.

Mr. Blanchard of Boston offered the following order, which was referred to the committee on Printing:—

*Ordered*, That the Secretary of the Commonwealth cause to be printed 5,000 copies of the license law, with its supplementary amendments, for the use of the Legislature. License law.

Mr. Parsons of Brookline, from the committee on Finance, on the petition of Smith Mayhew, reported that no legisla- Smith May-  
hew.



tion is necessary. Placed in the orders of the day for to-morrow.

Reading  
Rooms.

Mr. Adams of Quincy, from the committee on the Judiciary, reported that Senate bill to protect the property belonging to public reading rooms, ought not to pass.

Assessment  
of taxes.

Mr. Dana of Cambridge, from the same committee, reported that Senate bill in addition to an act in relation to the assessment of taxes, ought not to pass.

Estates omit-  
ted from  
taxation.

Also, that the amendments of the Senate to the House bill relating to assessment of taxes upon estates omitted from the annual taxation, ought to be concurred in.

Bay State  
Steamboat  
Co.

Mr. Howland of Lynn, from the same committee, reported that the bill to authorize the Bay State Steamboat Company to hold real estate in Newport, ought to pass.

Severally placed in the orders of the day for to-morrow.

Boston Post-  
Office.

Mr. Dana, from the same committee, on petition of N. B. Shurtleff, reported a bill ceding jurisdiction over certain lands in Boston to the United States. Read and ordered to a second reading.

Rainsford  
Island.

A communication was received from the Attorney-General in reply to an order of the House concerning Rainsford Island; which was laid on the table and ordered to be printed.

#### *Papers from the Senate.*

The following order came from the Senate:

Death of Ex-  
Governor  
Lincoln.

*Whereas*, Intelligence has been received of the death of Hon. Levi Lincoln of Worcester, formerly Governor of the Commonwealth; and

*Whereas*, The two branches of the Legislature hold in high esteem his many excellent qualities as a citizen, and his distinguished services as Chief Magistrate of the Commonwealth;

*Therefore ordered*, That a committee of five on the part of the Senate, with such as the House may join, be appointed a committee to attend the funeral of the deceased.

And Messrs. Weston of Plymouth, Fay of Worcester, Sutton of Essex, Pond of Worcester and Gould of the Island District, are appointed on the part of the Senate.

The order was concurred in, and Messrs. Bates of Westfield, Williams of Worcester, Watson of Leicester, Blackinton of Attleborough, Phipps of Framingham, Allen of Newton, McDuffie of Cambridge, Howe of Bolton and Appleton of Southborough, were joined on the part of the House.

**Bills :**

To incorporate the Maverick Bridge Company ;

In relation to the settlement of paupers ;

Requiring the Eastern Railroad Company to erect a station house in Central Square in Lynn ;

Relating to insurance companies ;

Severally passed to be engrossed in the Senate, came down, and were severally read and ordered to a second reading.

Maverick  
Bridge Co.  
Settlement  
of Paupers.  
Lynn depot.

Bill in addition to an act to incorporate the Institution for Savings in Roxbury, passed to be engrossed in the Senate, came down, and the question was raised by Mr. Howland of Lynn, whether it was not new business, requiring a vote of two-thirds for its introduction.

Institution  
for Savings  
in Roxbury.

The Speaker said that under the rule adopted by the two branches, March 13 and 17, it had not been the practice in the House, nor in the Senate, as he was informed, to rule out bills which were in the position of this bill, introduced in the Senate, referred to a committee of that branch, reported, and regularly passed upon and sent down ; but only bills the sole question upon which was whether, they should be introduced and referred. With some hesitation, therefore, he said he should not rule that the present bill was within the order, but that having passed through the regular stages in the Senate, it must be received.

Question of  
order.

Mr. Howland, for the purpose, as he said, of determining the question on bills in this position, appealed, and the question being put, the decision of the Chair was affirmed as the judgment of the House.

And the bill was referred to the committee on the Judiciary.

Bill to revise the charter of the city of Boston, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Charter of  
Boston.

Bill repealing a part of the 87th chapter of the Acts of 1852, passed to be engrossed in the Senate, came down, and was read and referred to the House portion of the committee on Railways and Canals.

Hartford and  
New Haven  
Railroad.

Bill to prevent the erection of stables in the city of Boston within fifty feet of any church, passed to be engrossed in the Senate, came down and was read, and objection being made by Mr. Morton of Boston to its second reading, the question was put, Shall the bill be rejected ?

Erection of  
stables.

And, after debate, the question was decided in the negative, 68 to 92.

And in accordance with rule 53, the bill was ordered to a second reading.

On motion of Mr. Blanchard of Boston, this rule was suspended, 109 to 29, in order that the bill might be referred to a committee.

Mr. Parsons of Brookline moved its reference to a special committee of the House.

Mr. Collins of Boston moved its reference to the Judiciary committee.

The latter motion taking precedence, was agreed to, 74 to 58; and the bill was referred accordingly.

And on motion of Mr. Blanchard of Boston,—

*Ordered*, That the committee be directed to give notice to all parties interested in building stables near churches in this Commonwealth, by publishing notice in proper newspapers of the meetings of said committee two days prior to said meetings.

Musicians of  
cavalry.

Bill relating to musicians of cavalry and to brigade inspectors, passed to be engrossed in the Senate, in concurrence with an amendment, came down and was considered, and the amendment was concurred in.

Life Ins.  
Cos.

Report of the committee on Insurance, inexpedient to legislate, on the subject of a communication from life insurance companies relative to the valuation of life policies, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Notice was received of the rejection by the Senate of House bills:

Corporal  
punishment.

To abolish corporal punishment in all public schools in this Commonwealth;

Provisions  
for widows.

Concerning the provisions for widows in certain cases.

Bills passed.

Engrossed bills:

To protect trout in Jones' Mill Creek in the town of Barnstable;

In amendment of an act concerning the laying out, altering, widening and improving the streets of Boston;

Concerning the Salem Turnpike and Chelsea Bridge, and the several toll bridges in Essex County;

(Which severally originated in the House of Representatives;)

In addition to an act for supplying the city of Salem with pure water;

Authorizing the sale of parsonage lands in the town of Hull;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve authorizing the commissioners of the county of Berkshire to lay out a road over certain lands of the Commonwealth, (which originated in the Senate,) was passed and signed and sent to the Senate.

On motion of Mr. Towne of Fitchburg, the bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was taken from the table, and postponed, and specially assigned for to-morrow at ten minutes past 10, A. M. Hoosac Tunnel.

On motion of Mr. Lane of Leominster, the motion to reconsider the vote by which the report on an order relative to an allowance to the wife and minor child of the late John H. Brooks was accepted, was taken from the table, and postponed, and ordered to be placed in the orders of the day for Wednesday. John H. Brooks.

The report of the committee on Probate and Chancery on the subject of abolishing the offices of judge and register of probate and insolvency, was taken from the table, on motion of Mr. Fiske of Weston, and postponed, and specially assigned for Wednesday at ten minutes past 10, A. M. Probate courts.

The orders of the day were taken up.

Orders of the day.

Bill to incorporate the Eastern Steamship Company was read and ordered to a third reading.

Resolves:

In relation to the re-arrangement of seats in the Representatives' hall;

In favor of the Marshpee Schools;

Were severally read and ordered to a third reading.

Bill to amend an act to incorporate the trustees of the poor's fund in the town of Charlestown, was read and passed to be engrossed, in concurrence.

Bill authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows, was amended, and passed to be engrossed, in concurrence.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was read and passed to a third reading by a vote of 79 to 22.

Resolve authorizing the purchase and distribution of 1,000 copies of Schouler's History of Massachusetts in the

Rebellion was read, and the question being on passing it to be engrossed, Mr. Child of Boston demanded the yeas and nays, but they were not ordered.

Mr. Dana of Cambridge moved to amend the resolve by striking out the words, "to each officer, member and clerk of the executive, legislative, educational and military departments of the government, and the reporters to the press in regular attendance upon the legislature, severally for the present year, one copy."

And on his motion, the yeas and nays were ordered on the amendment.

On motion of Mr. Appleton of Southborough, the resolve was postponed until to-morrow.

Adjourned.

TUESDAY, June 2, 1868.

Met according to adjournment.

On motion of Mr. Sessions of Wilbraham,—

Hour of  
meeting.

*Ordered*, That on and after Wednesday, June 3d, the morning sessions of the House shall commence at 10 o'clock.

Sinking  
funds.

Mr. Walker of Springfield, on leave, introduced a bill in addition to an act in relation to certain sinking funds of the Commonwealth; which, under a suspension of the rule requiring it to be referred, was ordered to a second reading.

Orders of the  
day.

The orders of the day were taken up.

Bills:

To authorize the Bay State Steamboat Company to hold real estate in Newport;

Ceding jurisdiction over certain lands in Boston to the United States;

Relating to insurance companies;

Were severally read, and ordered to a third reading.

Bill in addition to an act in relation to the assessment of taxes was rejected.

Bill relating to the assessment of taxes upon estates omitted from the annual taxation, was considered, and the Senate's amendments thereto were concurred in.

Report on the petition of Smith Mayhew was accepted.

Bill to protect the property belonging to public reading rooms, was rejected.

Report, inexpedient, on the subject of a communication from life insurance companies relative to the valuation of policies, was accepted, in concurrence.

Bill to incorporate the Eastern Steamship Company, was read, and passed to be engrossed, and sent up for concurrence.

Resolve authorizing the purchase and distribution of one thousand copies of Schouler's History of Massachusetts in the Rebellion, was further considered, the question first being upon the amendment offered yesterday by Mr. Dana.

After debate,

On motion of Mr. Sessions of Wilbraham, the previous question was ordered,

And the roll being called, there were sixty-six yeas and one hundred and one nays,

And the amendment was rejected.

The yeas and nays were as follows:

## YEAS.

Messrs. John Quincy Adams,  
William Barker, Jr.,  
Henry Bassett,  
Hugh R. Bean,  
Oliver H. P. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Charles W. Chase,  
Orlando B. Crane,  
Seth Crowell,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
Charles H. Drew,  
Moses Farnum,  
Charles H. Fiske,  
John D. Flagg,  
Josiah O. Friend,  
Frederick W. Field,  
Delano A. Goddard,  
Samuel H. Gould,  
Joseph H. Hathaway,  
Charles A. Hewins,  
Alvah Holway,  
William Howland,  
John A. Hughes,  
Dexter S. King,  
Richmond Kingman,  
William Knowlton,  
Joseph Leavitt,  
John Livermore,  
John Manson,  
William Mixter,  
Edwin Mudge,

Messrs. Thomas F. Plunkett,  
George W. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Henry S. Ranney,  
Wm. H. Reynard,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
William R. Sessions,  
William Sherburne,  
Lemuel B. Simmons,  
John J. Smith,  
Henry Souther,  
Edward S. Stebbins,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Shepherd Thayer,  
George E. Towne,  
Jacob P. Towne,  
William H. Waitt,  
George Walker,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Willard Wheeler,  
Windsor N. White,  
William Whiting,  
Nathan S. Williams,  
Joseph Wilson,  
J. H. Wood,  
Charles W. Worcester.

## NAYS.

Messrs. Levi A. Abbott,  
 Rufus Adams,  
 Samuel Appleton,  
 E. Watson Arnold,  
 Wm. F. Arnold,  
 John H. Bangs,  
 P. A. Beaman,  
 C. C. Bixby,  
 John C. Blasdel,  
 Morton V. Bonney,  
 Charles Bradley,  
 George E. Bridges,  
 Ralph S. Brown,  
 William B. Brown,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Heman B. Chase,  
 Patrick A. Collins,  
 Henry H. Cook,  
 Lament B. Corbin,  
 George P. Cox,  
 Alanson Crittenden,  
 George K. Daniell,  
 Curtis Davis,  
 Silas Dunton,  
 Stephen C. Felton,  
 Charles A. Fox,  
 James A. Fox,  
 James B. Francis,  
 Andrew J. Freeman,  
 Samuel T. Field,  
 Thomas J. Field,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Noah M. Gaylord,  
 Abraham G. Hart,  
 David D. Hart,  
 George W. Heywood,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 Lewis S. Judd,  
 Wm. W. Kellogg,  
 William A. King,  
 Charles J. Kittredge,  
 Augustus Lane,

Messrs. Howard M. Lane,  
 Roger H. Leavitt,  
 John Lee,  
 James L. Locke,  
 Joseph B. Lombard,  
 Murdock Matheson,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 Isaac H. Meserve,  
 Frederick A. Morey,  
 Amasa C. Morse,  
 Henry Newton,  
 John P. Ordway,  
 Weaver Osborn,  
 Dan Packard,  
 George H. Peirson,  
 Simeon Perkins,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Caleb Rand,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Eleazer Richmond,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 Charles L. Shaw,  
 Henry Shortle,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John W. Stevens,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Rufus A. White,  
 Sydney F. Whitehouse,  
 Charles W. Wilder,  
 Joel B. Williams,

TUESDAY, JUNE 2, 1868.

Messrs. Charles Wing,  
George W. Woodwell,  
James S. Woodworth,

Messrs. Wm. H. P. Wright,  
P. Ambrose Young.

Yeas, 66 ; Nays, 101.

ABSENT OR NOT VOTING.

Messrs. George E. Allen,  
Irving Bates,  
William G. Bates,  
Charles Bird, Jr.,  
Willard Blackinton,  
Charles H. Blanchard,  
Albert Blood,  
William H. Burbeck,  
Philo Chapin,  
Linus M. Child,  
Henry M. Clarke,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Thomas Cunningham,  
David Cushing, 2d,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Thomas J. Fay,  
Ezra H. Flagg,  
James T. Ford,  
Dudley Foster,  
Samuel Freeman,  
Roscoe W. Gage,  
Levi S. Gould,  
J. Otis Hale,  
Josiah S. Hammond,  
Tilly Haynes,  
James A. Hervey,  
Charles Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
J. R. Huntington,

Messrs. Harvey Jewell, (Speaker),  
Edward H. Lathrop,  
Job M. Leonard,  
George H. Long,  
Willard Mann,  
James F. Mansfield,  
John McDuffie,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Thomas Parsons,  
John Perley,  
George Phipps,  
Edward H. Pierce,  
Alvah Raymond, Jr.,  
Joseph Ross,  
Otis T. Ruggles,  
George Sanford,  
John Severson,  
Hiram S. Shurtleff,  
Iram Smith,  
Walter B. Studley,  
Hubbard W. Tilton,  
S. K. Towle,  
Charles R. Train,  
Levi Wallace,  
A. G. Walker,  
Eben N. Wardwell,  
Royal S. Warren,  
Lory S. Watson,  
Daniel H. Whitney,  
John A. Wiley,  
Benjamin J. Williams,  
George F. Williams,  
Warren Williams,  
J. W. F. Willson,  
James B. Wood.

The resolve was then passed to be engrossed, and sent up for concurrence.

Bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up and debated, but no vote was taken thereon. Hoosac Tunnel.



## AFTERNOON SESSION.

Met according to adjournment.

Almshouse  
at Monson.

Mr. Arnold of Northampton, on leave, introduced a resolve in favor of the State Almshouse at Monson, which was read and referred to the committee on Finance.

Harbor of  
Boston and  
flats.

Mr. Parsons of Brookline, from the committee on Harbors, to whom was referred the report of the harbor commissioners, and the report of the legislative committee of 1867 on South Boston flats, and a memorial of the same, and sundry orders on the same subject, reported a bill in addition to an act for the improvement of the harbor of Boston and the Commonwealth's flats therein. Read and ordered to a second reading.

County com-  
missioners of  
Essex.

Mr. Jackman of Newburyport, from the committee on the doings of the county commissioners of Essex County, submitted a report, which was placed in the orders of the day for to-morrow.

*Paper from the Senate.*

Lee and New  
Haven R. R.  
Co.

Bill to authorize the Lee and New Haven Railroad Company to reduce its capital stock, passed to be engrossed in the Senate, having been introduced on leave in that branch, came down and was read, and the rule requiring it to be referred being suspended, it was ordered to a second reading.

Bills passed.

Engrossed bills:

To incorporate the Great Barrington Water Company;

To authorize the town of Conway to subscribe for and hold stock in the Northampton and Shelburne Falls Railroad;

Relating to musicians of cavalry and to brigade inspectors;

To repeal the 15th section of chapter 15 of the General Statutes;

(Which severally originated in the House of Representatives;)

In relation to the distribution of unclaimed portions of the personal estates of deceased persons;

To amend an act to incorporate the trustees of the poor's fund in the town of Charlestown;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Berkshire  
Courts.

On motion of Mr. Plunkett of Pittsfield, the bill to establish the county seat of the county of Berkshire at Pittsfield,

and for other purposes, was called up, and was postponed, and specially assigned for to-morrow, at 11.45, A. M.

The orders of the day were taken up.

Orders of the  
day.

Bill to authorize the Bay State Steamboat Company to hold real estate in Newport, was read, and passed to be engrossed, in concurrence.

Bill ceding jurisdiction over certain lands in Boston to the United States of America, was read, and passed to be engrossed, and sent up for concurrence.

Bill relating to insurance companies was read, and passed to be engrossed, in concurrence.

Bill in relation to the settlement of paupers, was read and ordered to a third reading.

Resolve in relation to the re-arrangement of seats in the Representatives' hall was read, and amended on motion of Mr. Stanwood of Roxbury by adopting a substitute, and passed to be engrossed, and sent up for concurrence.

Resolve in favor of the Marshpee schools was read and passed to be engrossed, and sent up for concurrence.

Bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was further considered, and on motion of Mr. Collins of Boston, it was ordered that the vote be taken at half past 11 o'clock, to-morrow.

Hoosac Tunnel.

On motion of Mr. Towne of Fitchburg, the bill was postponed, and specially assigned for ten minutes past 10, A. M., to-morrow.

Bill requiring the Eastern Railroad Company to erect a station house in Central Square, in Lynn, was read, and on motion of Mr. Howland of Lynn, postponed until to-morrow, and Mr. Howland proposed an amendment thereto, which was ordered to be printed.

Bill to establish a board of railway commissioners was, on motion of Mr. Walker of Springfield, postponed until to-morrow.

Bill in relation to commitments to certain state institutions was, on motion of Mr. Parsons of Brookline, referred to the committee on the Judiciary.

Report of the joint committee on the Boston and Albany Railroad Company was, on motion of Mr. Walker of Springfield, postponed until to-morrow.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company was, on motion of Mr. Manson of Scituate, postponed until to-morrow, and Mr. Manson offered an amendment, which was ordered to be printed.

National  
affairs.

Resolve in favor of schools among the Indians of Gay Head was read and ordered to a third reading.

Resolves in relation to national affairs were read, and the question being on passing them in concurrence,

On motion of Mr. Child of Boston the previous question was ordered.

The resolves are as follows :

*Resolved, First,* That Massachusetts, foregoing, as a Christian Commonwealth should, all desire for vindictive measures towards those who waged against the nation a long, bloody and cruel rebellion, does yet insist with an emphasis which her costly sacrifice of the life of her heroes and the lavish expenditure of her means entitle her to use, that everything shall now be done to secure in peace the fruits of war ; and that it is both the right and duty of congress to insist on suitable conditions upon which power may be restored to the states lately in rebellion, as members of the National Union.

*Second,* That we approve the general policy of congress in regard to the measures of reconstruction ; and that we deplore that the president has thwarted and embarrassed that policy, and retarded a just settlement of all matters necessary for the permanent establishment of peace throughout our land.

*Third,* That we recognize impartial suffrage in the states lately in rebellion as an indispensable condition of permanent pacification ; that it is alike demanded as a measure of justice to our loyal allies, who should be allowed the ballot to defend what the bullet has won, and as a measure guaranteeing the perpetual loyalty of the southern states.

*Fourth,* That disclaiming all right to interfere with the local laws of the loyal states, we do earnestly appeal to our sister Commonwealths to sweep from their constitutions and their statute books all those distinctions between man and man which are founded upon color, as relics of slavery ; as opposed in spirit to the fundamental charter of our own liberties ; and as a reproach to our civilization.

*Fifth,* That the observance of the richest good faith, is the highest interest as well as the noblest fame of a nation ; and that the people of our Commonwealth with one voice, demand that every national obligation to pay money shall be discharged in what the whole world recognizes as money, and in nothing else,—unless otherwise specially stipulated in the bond.

*Sixth,* That the aims of Massachusetts find a fitting summary in the security of " Liberty and Loyalty, Justice and Public Safety," throughout our whole country.

Mr. King of Boston called for a division of the question, and the question was accordingly put on the resolutions separately.

And the first was passed by a vote of 51 to 50 ; the second by a vote of 54 to 53, the Speaker voting in the affirmative ; the third by a vote of 60 to 46 ; the fourth by a vote of 62 to 41 ; the fifth by a vote of 64 to 36 ; and the sixth without a division.

Mr. Ranney of Ashfield, previous to the division, called for the yeas and nays on the second and third resolves, but they were not ordered.

Adjourned.

WEDNESDAY, June 3, 1868.

Met according to adjournment.

Prayer was offered by Rev. Mr. Clark, a member of the Senate.

Mr. Walker of Springfield, from the committee on Finance, reported that the bill to increase the salary of the justice of the police court of Springfield ought to pass. Police court of Springfield.  
Ordered to a second reading.

Mr. Parsons of Brookline, from the committee on Finance, on an order of April 27, relative to the sale of the yacht William S. Thatcher, reported that no legislation is necessary ; and the report was considered and accepted. Yacht Wm. S. Thatcher.

Mr. Walker of Springfield, from the same committee, reported a bill in addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes ; which was read and ordered to a second reading. Appropriation Bill.

*Papers from the Senate.*

*Ordered,* In concurrence, that the committee on the Treasury, of the Senate, and the committee on Finance, of the House, be a committee to consider and report whether the present session of the Legislature can be brought to a close on Saturday next. Close of the session.

Report of the committee on Harbors, on an order of January 10, concerning the rights of the Commonwealth in South Boston flats, viz., that "the necessary steps in the premises have been taken by the Attorney-General," accepted in the Senate, came down, and was considered and accepted, in concurrence. South Boston flats.

Bill relating to the place of holding the meetings of the Stony Brook Railroad Corporation, introduced on leave in Stony Brook R. R.

the Senate, came down, and was read and referred to the committee on the Judiciary.

Hoosac Tunnel.

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was called up, and was further considered, and at 11½ o'clock, on motion of Mr. Walker of Springfield, the time for debate was extended until 12 o'clock.

And at 12 o'clock, the House proceeded to vote.

The first question was on motion of Mr. Dana of Cambridge to amend the first section by striking out the words "six hundred thousand dollars to be applied to said tunnel."

On motion of Mr. Walker of Springfield, the yeas and nays were ordered,

And the roll being called, there were one hundred and fourteen yeas and ninety-five nays,

And the amendment was agreed to.

The yeas and nays were as follows :

#### YEAS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
George E. Allen,  
William F. Arnold,  
William Barker, Jr.,  
Henry Bassett,  
William G. Bates,  
C. C. Bixby,  
Charles H. Blanchard,  
Morton V. Bonney,  
Charles Bradley,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
George P. Cox,  
Orlando B. Crane,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,

Messrs. Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Moses Farnum,  
Stephen C. Felton,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Noah M. Gaylord,  
Levi S. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
Charles A. Hewins,  
George M. Hobbs,  
Alvah Holway,  
John A. Hughes,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,

Messrs. William A. King,  
William Knowlton,  
Augustus Lane,  
Edward H. Lathrop,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
Willard Mann,  
Murdock Matheson,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
Weaver Osborn,  
George H. Peirson,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Thomas F. Plunkett,  
Henry E. Pond,  
Moses Pool,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Alvah Raymond, Jr.,  
Wm. H. Reynard,  
Ensign B. Rogers,  
Joseph Ross,  
John Runey,

Messrs. George Sanford,  
Wm. Seaver, of Ashland,  
William R. Sessions,  
Charles L. Shaw,  
Lemuel B. Simmons,  
Iram Smith,  
Oliver W. Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
John M. Tobin,  
S. K. Towle,  
Jacob P. Towne,  
William H. Waitt,  
A. G. Walker,  
George Walker,  
Royal S. Warren,  
Willard Wheeler,  
Sydney F. Whitehouse,  
George F. Williams,  
Joel B. Williams,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth.

NAYS.

Messrs. Rufus Adams,  
Samuel Appleton,  
E. Watson Arnold,  
P. A. Beaman,  
Hugh R. Bean,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Oliver H. P. Brown,  
Wm. H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Jonas A. Champney,  
Charles W. Chase,  
Henry M. Clarke,  
Henry H. Cook,  
Alanson Crittenden,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,

Messrs. Silas Dunton,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,

Messrs. Lewis S. Judd,  
 William W. Kellogg,  
 Dexter S. King,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 Job M. Leonard,  
 John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Frederick A. Morey,  
 Edwin Mudge,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,  
 Jonathan Pierce,  
 Henry S. Porter,  
 George W. Potter,  
 Caleb Rand,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Edward H. R. Ruggles,

Messrs. Otis T. Ruggles,  
 William Sherburne,  
 Henry Shortle,  
 John J. Smith,  
 Henry Souther,  
 Edwin S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Levi Wallace,  
 Horace Ward,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Benjamin J. Williams,  
 Warren Williams,  
 Charles Wing,  
 Charles W. Worcester,  
 P. Ambrose Young.

Yeas, 114; Nays, 95.

#### ABSENT OR NOT VOTING.

Messrs. John H. Bangs,  
 Irving Bates,  
 Charles Bird, Jr.,  
 Willard Blackinton,  
 Thomas J. Fay,  
 Charles H. Fiske,  
 David D. Hart,  
 Anson P. Hooker,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 John Livermore,  
 George H. Long,  
 James F. Mansfield,  
 Nathaniel C. Nash,  
 Edward H. Pierce,

Messrs. Eleazer Richmond,  
 Wm. Seaver of Roxbury,  
 John Severson,  
 Hiram S. Shurtleff,  
 Charles Stanwood,  
 Hubbard W. Tilton,  
 Charles R. Train,  
 Eben N. Wardwell,  
 William Whiting,  
 Daniel H. Whitney,  
 Charles W. Wilder,  
 John A. Wiley,  
 Nathan S. Williams,  
 J. W. F. Willson,  
 Wm. H. P. Wright.

The bill was then amended in section 2, on motion of Mr. Jackman of Newburyport, by inserting the words "person or" before "corporation," in line 2.

The next question was on an amendment moved by Mr. Packard of Abington, to add to section 1 the words: "and provided further, that after the first day of October next, no part of this appropriation shall be used in payment for work done in excavating the tunnel, unless the same be done under contracts approved by the Governor and Council; and they are hereby authorized to contract for the whole work, provided that a contract can be made for the completion of the same within a period of seven years, and at a cost not exceeding five million dollars."

On this amendment, on motion of Mr. Walker of Springfield, the yeas and nays were ordered,

And the roll being called, there were one hundred and twenty yeas and eighty-seven nays,

And the amendment was agreed to.

The yeas and nays were as follows:

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
Henry Bassett,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Oliver H. P. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Heman B. Chase,  
Henry M. Clarke,  
Henry H. Cook,  
George P. Cox,  
Alanson Crittenden,  
Seth Crowell,  
Thomas Cunningham,  
Francis E. Cushing,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Charles H. Fiske,  
Ezra H. Flagg,

Messrs. Dudley Foster,  
Charles A. Fox,  
James A. Fox,  
Andrew J. Freeman,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Levi S. Gould,  
Samuel H. Gould,  
J. Otis Hale,  
Abraham G. Hart,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
Job M. Leonard,  
Willard Mann,  
John Manson,



**Messrs.** John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Caleb Rand,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
Wm. Seaver, of Ashland,  
William R. Sessions,  
William Sherburne,

**Messrs.** Henry Shortle,  
Lemuel B. Simmons,  
John J. Smith,  
Oliver W. Smith,  
Henry Souther,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
Shepherd Thayer,  
Newell A. Thompson,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
Benjamin J. Williams,  
Nathan S. Williams,  
Warren Williams,  
Charles Wing,  
Charles W. Worcester,  
P. Ambrose Young.

# **NAYS.**

**Messrs.** Levi A. Abbott,  
John Quincy Adams,  
William F. Arnold,  
William Barker, Jr.,  
William G. Bates,  
Charles H. Blanchard,  
Morton V. Bonney,  
Charles Bradley,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,

**Messrs.** David Cushing, 2d,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Charles H. Drew,  
Moses Farnum,  
Stephen C. Felton,  
James T. Ford,  
James B. Francis,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Roscoe W. Gage,  
Josiah S. Hammond,  
Joseph H. Hathaway,  
Tilly Haynes,  
James A. Hervey,  
Charles A. Hewins,

Messrs. George M. Hobbs,  
Alvah Holway,  
John A. Hughes,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
William A. King,  
William Knowlton,  
Edward H. Lathrop,  
John Lee,  
Joseph B. Lombard,  
Isaac H. Meserve,  
Amasa C. Morse,  
Henry Newton,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Henry E. Pond,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,  
William H. Reynard,  
Joseph Ross,

Messrs. John Runey,  
George Sanford,  
Charles L. Shaw,  
Iram Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
John K. Tarbox,  
James G. Tewksbury,  
John M. Tobin,  
S. K. Towle,  
Eden Wadsworth,  
William H. Waitt,  
A. G. Walker,  
George Walker,  
Royal S. Warren,  
Willard Wheeler,  
George F. Williams,  
Joel B. Williams,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth.

Yeas, 120 ; Nays, 87.

ABSENT OR NOT VOTING.

Messrs. John H. Bangs,  
Irving Bates,  
Charles Bird, Jr.,  
Willard Blackinton,  
Thomas J. Fay,  
John D. Flagg,  
David D. Hart,  
Anson P. Hooker,  
Harvey Jewell, (Speaker,)  
Richmond Kingman,  
John Livermore,  
James L. Locke,  
George H. Long,  
James F. Mansfield,  
Murdock Matheson,  
Nathaniel C. Nash,

Messrs. Edward H. Pierce,  
Eleazer Richmond,  
Wm. Seaver, of Roxbury,  
John Severson,  
Hiram S. Shurtleff,  
Charles Stanwood,  
Hubbard W. Tilton,  
Jacob P. Towne,  
Charles R. Train,  
Eben N. Wardwell,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
J. W. F. Willson,  
William H. P. Wright.

Two new sections were then added, on motion of Mr. Packard, and by a vote of 107 to 83. (They are printed on page 3 of House Document, No. 384.)

An amendment offered by Mr. Francis of Lowell, and printed on page 4 of House Document, No. 384, was rejected.

Also an amendment offered by Mr. Fox of Boston, making a proposition for a contract with Herman Haupt.

An amendment moved by Mr. Walker of Springfield, referring the question of making further appropriations, to the people, was withdrawn by the mover.

The question came upon adopting a substitute bill offered by Mr. Train of Boston, (printed in House Document, No. 384.)

This was amended, on motion of Mr. Dana of Cambridge, by striking out the words "two hundred thousand dollars, to be applied to the heading of said tunnel," and then rejected.

The question next came on a motion by Mr. Jackman of Newburyport, to refer the bill to the next General Court, and this motion was rejected.

The question being on passing the bill, as amended, to a third reading,

On motion of Mr. Walker of Springfield, the yeas and nays were ordered,

And the roll being called, there were one hundred and eleven yeas and ninety-two nays,

And the bill was ordered to a third reading.

The yeas and nays were as follows :

#### YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Oliver H. P. Brown,  
Wm. H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,

Messrs. Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Alanson Crittenden,  
Thomas Cunningham,  
Francis E. Cushing,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Charles H. Fiske,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Andrew J. Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,

Messrs. Josiah Gates,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Levi S. Gould,  
 Samuel H. Gould,  
 J. Otis Hale,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 George M. Hobbs,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 Lewis S. Judd,  
 Wm. W. Kellogg,  
 Dexter S. King,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Edwin Mudge,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 Jonathan Pierce,  
 Henry S. Porter,  
 George W. Potter,

Messrs. Nathan P. Pratt,  
 Caleb Rand,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 William Sherburne,  
 Henry Shortle,  
 John J. Smith,  
 Henry Souther,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Levi Wallace,  
 Horace Ward,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Benjamin J. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Charles W. Worcester,  
 P. Ambrose Young.

**NAYS.**

Messrs. Levi A. Abbott,  
 John Quincy Adams,  
 Wm. F. Arnold,  
 William Barker, Jr.,  
 Henry Bassett,  
 William G. Bates,  
 Morton V. Bonney,  
 Charles Bradley,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,

Messrs. Heman B. Chase,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 Seth Crowell,  
 David Cushing, 2d,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Jeremy B. Dennett,  
 Moses Farnum,

Messrs. Stephen C. Felton,  
 Ezra H. Flagg,  
 James T. Ford,  
 Charles A. Fox,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Alvah Holway,  
 Anson P. Hooker,  
 John A. Hughes,  
 Edward A. Hulburt,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 Edward H. Lathrop,  
 John Lee,  
 James L. Locke,  
 Joseph B. Lombard,  
 Willard Mann,  
 Isaac H. Meserve,  
 Amasa C. Morse,  
 Henry Newton,  
 Weaver Osborn,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Thomas F. Plunkett,

Messrs. Moses Pool,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Ensign B. Rogers,  
 Joseph Ross,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 William R. Sessions,  
 Charles L. Shaw,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 James G. Tewksbury,  
 John M. Tobin,  
 S. K. Towle,  
 William H. Waitt,  
 A. G. Walker,  
 George Walker,  
 Royal S. Warren,  
 Willard Wheeler,  
 Sydney F. Whitehouse,  
 George F. Williams,  
 Joel B. Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth.

Yeas, 111 ; Nays, 92.

#### ABSENT OR NOT VOTING.

Messrs. John H. Bangs,  
 Irving Bates,  
 Charles Bird, Jr.,  
 Willard Blackinton,  
 Philo Chapin,  
 Thomas J. Fay,  
 David D. Hart,  
 Joseph H. Hathaway,  
 Noble H. Hill,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 Job M. Leonard,

Messrs. John Livermore,  
 George H. Long,  
 James F. Mansfield,  
 Murdock Matheson,  
 Nathaniel C. Nash,  
 Edward H. Pierce,  
 Henry E. Pond,  
 Eleazer Richmond,  
 Wm. Seaver, of Roxbury,  
 John Severson,  
 Hiram S. Shurtleff,  
 Charles Stanwood,

Messrs. John K. Tarbox,  
Hubbard W. Tilton,  
Jacob P. Towne,  
Charles R. Train,  
Eben N. Wardwell,  
William Whiting,

Messrs. Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
J. W. F. Willson,  
Charles Wing,  
Wm. H. P. Wright.

The House then  
Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

Mr. Bonney of Hanover, from the committee on Printing, License Law. reported in favor of adopting the order directing the Secretary of the Commonwealth to cause five thousand copies of the supplementary license law to be printed for the use of the Legislature; and the order was adopted.

Mr. Haynes of Springfield, from the committee on the State house. State House, on an order of May 23 relative to the cost of the repairs and improvements of the State house, reported a resolve concerning the improvements and repairs of the State House, which was read and ordered to a second reading.

Mr. Parsons of Brookline, from the committee on Finance, Almshouse at Monson. reported that the resolve in favor of the state almshouse at Monson ought to pass. Ordered to a second reading.

Mr. Mixter of Hardwick, from the committee on Railways Hartford & New Haven R.R. and Canals on the part of the House, reported that Senate bill repealing a part of the 87th chapter of the acts of the year 1852 ought to pass. Ordered to a second reading.

#### *Papers from the Senate.*

Report of the committee on Harbors, that the bill in Province lands. addition to an act for the protection of province lands in Provincetown ought to be referred to the next General Court, accepted in the Senate, came down, and was placed in the orders of the day for to-morrow.

Bill to extend the time of the state loan in aid of the Loan in aid of Western R. R. Western Railroad Corporation, passed to be engrossed in the Senate in concurrence, with an amendment, came down and was considered, and the amendment was concurred in.

Bill relating to insolvent estates of deceased persons, Estates of deceased persons. passed to be engrossed in the Senate in concurrence, with amendments, came down and was considered, and the amendments were non-concurred in.

Resolve in favor of the Museum of Comparative Zoölogy Museum of Comparative Zoölogy. came from the Senate, that branch having insisted on its

amendment, appropriating \$75,000 to Williams College, and having appointed Messrs. Wilcox, Schouler and Sawyer a committee of conference on the subject-matter of difference between the two branches. The bill was considered, and the House voted to insist and to agree to the appointment of a committee, and the Speaker took time to appoint the same.

Hoosac Tunnel.

On motion of Mr. Walker of Springfield the bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel was discharged from the orders of the day and postponed until to-morrow.

And afterwards, on motion of Mr. Towne of Fitchburg, it was assigned for 10½ A. M. to-morrow, and it was ordered that the vote be taken at 11½ A. M.

Mr. Walker and Mr. Towne offered amendments, which were ordered to be printed.

Orders of the day.

The orders of the day were taken up.

Bills:

In addition to an act in relation to certain sinking funds of the Commonwealth;

To authorize the Lee and New Haven Railroad Company to reduce its capital stock;

Were severally read and ordered to a third reading.

Resolve in favor of schools among the Indians of Gay Head was read and passed to be engrossed, and sent up for concurrence.

The orders of the day were laid upon the table.

Probate courts.

On motion of Mr. Fiske of Weston the report of the committee on Probate and Chancery on the subject of abolishing the courts of probate and insolvency was discharged from the orders of the day and considered, the pending question being a motion to recommit the report with instructions to report a bill in accordance with the views expressed by a majority of the committee.

Mr. Fiske of Weston moved to amend the report by substituting the conclusions of the minority of the committee, viz., that it is inexpedient to legislate. This motion was agreed to, and the report as thus amended was accepted.

Berkshire courts.

On motion of Mr. Plunkett of Pittsfield, the bill to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes, was discharged from the orders of the day, and was read.

Mr. Van Dusen of Stockbridge moved to amend it by adding sections providing that it should not take effect unless accepted by the people of the county. The amendment was rejected and the bill was ordered to a third reading.

The orders of the day were again taken up.

Orders of the day.

Bill to establish a board of railway commissioners was read and rejected.

Report of the committee on the Boston and Albany Railroad was considered, the question being on accepting the same and granting the committee power to sit during the recess, and send for persons and papers, &c. And the House refused to accept the report, and the powers asked for were not granted.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company, was on motion of Mr. Tompkins of Boston, postponed until to-morrow.

Bill requiring the Eastern Railroad Company to erect a station-house in Central Square in Lynn, was read but not disposed of.

Adjourned.

THURSDAY, June 4, 1868.

Met according to adjournment.

Messrs. Dana of Cambridge, Lane of Leominster, and Appleton of Southborough, were appointed a committee of conference on the part of the House on the resolve in aid of the Museum of Comparative Zoölogy.

Museum of Comparative Zoölogy.

Engrossed bill in relation to the taxation of deposits in savings banks, came up on its final passage, and on motion of Mr. Walker of Springfield, was laid upon the table.

Deposits in savings banks.

Engrossed bills:

Bills passed.

Relating to assessment of taxes upon estates omitted in the annual taxation;

(Which originated in the House of Representatives;)

To authorize the Bay State Steamboat Company to hold real estate in Newport;

Authorizing the Cape Cod Railroad Company to construct a wall across Cohasset Narrows;

Relating to insurance companies;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.



*Paper from the Senate.*

Station-  
house in  
Roxbury.

Bill to repeal an act requiring the Boston and Providence Railroad Company to erect a station-house in Roxbury, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Orders of the  
day.

The orders of the day were taken up.

Bills :

In relation to the settlement of paupers ;

To authorize the Lee and New Haven Railroad Company to reduce its capital stock ;

Were severally read, and passed to be engrossed, in concurrence.

Bill in addition to an act in relation to certain sinking funds of the Commonwealth, was read and passed to be engrossed and sent up for concurrence.

Bill in addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes ; and

Resolve in favor of the state almshouse at Monson ;

Were severally read and ordered to a third reading.

Hoosac Tunnel.

The bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, specially assigned, was called up.

On motion of Mr. Towne of Fitchburg, it was ordered that speeches on this question be limited to fifteen minutes.

At half past 11 o'clock, the time assigned for taking the vote,

On motion of Mr. Dana of Cambridge, the time was extended to allow Mr. Plunkett of Pittsfield to speak.

And on motion of Mr. Jackman of Newburyport, the time was afterwards extended to 12 o'clock.

On motion of Mr. Walker of Springfield, the yeas and nays were ordered on the question of adopting the amendment offered by him,

And also on the question of passing the bill to be engrossed.

The question being upon agreeing to the amendment offered by Mr. Walker, (see pages 4 and 5 of House Doc., No. 388,)

The roll was called, and the vote was yeas eighty-six, nays one hundred and fourteen.

And the amendment was rejected.

The yeas and nays were as follows :—

YEAS.

Messrs. John Quincy Adams,  
 Samuel Appleton,  
 Wm. F. Arnold,  
 John H. Bangs,  
 William Barker, Jr.,  
 Henry Bassett,  
 Irving Bates,  
 William G. Bates,  
 Charles H. Blanchard,  
 Morton V. Bonney,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Philo Chapin,  
 Heman B. Chase,  
 Patrick A. Collins,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Seth Crowell,  
 David Cushing, 2d,  
 George K. Daniell,  
 Jeremy B. Dennett,  
 Moses Farnum,  
 Stephen C. Felton,  
 James T. Ford,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Alvah Holway,  
 John A. Hughes,  
 Edward A. Hulbert,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William A. King,

Messrs. William Knowlton,  
 John Lee,  
 Joseph B. Lombard,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 Amasa C. Morse,  
 Henry Newton,  
 Weaver Osborn,  
 Simeon Perkins,  
 George Phipps,  
 Moses Pool,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Eleazer Richmond,  
 Joseph Ross,  
 John Runey,  
 George Sanford,  
 William R. Sessions,  
 Charles L. Shaw,  
 Iram Smith,  
 Oliver W. Smith,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John K. Tarbox,  
 James G. Tewksbury,  
 John M. Tobin,  
 Jacob P. Towne,  
 Mason Van Dusen,  
 William H. Waitt,  
 George Walker,  
 Royal S. Warren,  
 Willard Wheeler,  
 William Whiting,  
 Joel B. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth.

NAYS.

Messrs. Levi A. Abbott,  
 Rufus Adams,  
 George E. Allen,  
 E. Watson Arnold,

Messrs. P. A. Beaman,  
 Hugh R. Bean,  
 C. C. Bixby,  
 Willard Blackinton,

Messrs. John C. Blasdel,  
 George E. Bridges,  
 Oliver H. P. Brown,  
 Wm. H. Burbeck,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Jonas A. Champney,  
 Charles W. Chase,  
 Linus M. Child,  
 Henry M. Clarke,  
 Benjamin F. Cook,  
 Henry H. Cook,  
 George P. Cox,  
 Orlando B. Crane,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Charles H. Drew,  
 Thomas J. Fay,  
 John D. Flag,  
 Dudley Foster,  
 James A. Fox,  
 James B. Francis,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 J. Otis Hale,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 Lewis S. Judd,  
 Wm. W. Kellogg,  
 Dexter S. King,  
 Charles J. Kittredge,  
 Augustus Lane,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 Willard Mann,

Messrs. John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Edwin Mudge,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,  
 George H. Peirson,  
 Edward H. Pierce,  
 Jonathan Pierce,  
 Henry E. Pond,  
 Henry S. Porter,  
 George W. Potter,  
 Nathan P. Pratt,  
 Caleb Rand,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 Wm. Seaver, of Roxbury,  
 William Sherburne,  
 Henry Shortle,  
 Lemuel B. Simmons,  
 John J. Smith,  
 Henry Souther,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Eden Wadsworth,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Sydney F. Whitehouse,  
 Daniel H. Whitney,

THURSDAY, JUNE 4, 1868.

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Messrs. Charles W. Wilder,      Messrs. Charles W. Worcester,  
Benjamin J. Williams,      Wm. H. P. Wright,  
Charles Wing,      P. Ambrose Young.

Yeas, 86 ; Nays, 114.

ABSENT OR NOT VOTING.

Messrs. Charles Bird, Jr.,	Messrs. James F. Mansfield,
Albert Blood,	Nathaniel C. Nash,
Charles Bradley,	John Perley,
Dennis Cawley, Jr.,	Thomas F. Plunkett,
Alanson Crittenden,	Wm. Seaver, of Ashland,
Thomas Cunningham,	John Severson,
Leander S. Daniels,	Hiram S. Shurtleff,
Silas Dunton,	Edwin N. Snow,
Charles H. Fiske,	John H. Swain,
Ezra H. Flag,	Newell A. Thompson,
Levi S. Gould,	Hubbard W. Tilton,
David D. Hart,	S. K. Towle,
Anson P. Hooker,	Charles R. Train,
Harvey Jewell, (Speaker,)	Levi Wallace,
Richmond Kingman,	A. G. Walker,
Edward H. Lathrop,	John A. Wiley,
Job M. Leonard,	George F. Williams,
John Livermore,	Nathan S. Williams,
James L. Locke,	J. W. F. Willson.
George H. Long,	

The next question was upon the motion of Mr. Towne of Fitchburg, to amend the first section by inserting after "contract," in line 27, the words, "with satisfactory guarantees," and after "work," in line 26, the words, "of constructing the Hoosac Tunnel." Also by inserting the words, "When a contract is made as provided in the first section of this act," at the beginning of section 3.

The amendments were agreed to.

Mr. Jackman of Newburyport moved to amend section 1 by adding the words, "and *further provided*, that in case a contract should be made by the governor and council for the completion of the tunnel, there shall be withheld from payment under said contract a sum not less than one million dollars until the final completion of said work and the acceptance of the same by the governor and council."

The amendment was agreed to, yeas 138, nays not counted.

Mr. Jackman also moved to amend the bill by adding this section :

No contract shall be made by the governor and council for the completion of the Troy and Greenfield Railroad and

Hoosac Tunnel until the working of the same after its completion shall have been leased or let to some responsible corporation or person for a term of twenty years, at an annual income to the state of not less than five per cent. on the entire cost to the state of said road and tunnel.

The amendment was rejected, 87 to 106.

Sundry other amendments were offered and rejected without a division.

Mr. Dana of Cambridge moved to amend by striking out section 3,

And on his motion the yeas and nays were ordered,

And the roll being called, there were ninety-three yeas and one hundred and six nays.

And the amendment was rejected.

The yeas and nays were as follows:—

#### YEAS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
William F. Arnold,  
John H. Bangs,  
William Barker, Jr.,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
Morton V. Bonney,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Philo Chapin,  
Heman B. Chase,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Jeremy B. Dennett,  
Charles H. Drew,  
Moses Farnum,  
Stephen C. Felton,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,

Messrs. Samuel Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
Charles A. Hewins,  
Alvah Holway,  
John A. Hughes,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
William A. King,  
William Knowlton,  
John Lee,  
Joseph B. Lombard,  
Willard Mann,  
Murdock Matheson,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,

Messrs. Alvah Raymond, Jr.,  
William H. Reynard,  
Eleazer Richmond,  
Joseph Ross,  
John Runey,  
George Sanford,  
William R. Sessions,  
Charles L. Shaw,  
Lemuel B. Simmons,  
Iram Smith,  
Oliver W. Smith,  
Walter S. Sprague,  
Isaac H. Stearns,  
John K. Tarbox,  
James G. Tewksbury,

Messrs. John M. Tobin,  
Jacob P. Towne,  
William H. Waitt,  
George Walker,  
Royal S. Warren,  
Willard Wheeler,  
William Whiting,  
Charles W. Wilder,  
Joel B. Williams,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth.

NAYS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
Oliver H. P. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Jonas A. Champney,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Henry H. Cook,  
George P. Cox,  
Alanson Crittenden,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Thomas J. Fay,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,

Messrs. Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
George M. Hobbs,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Jonathan Pierce,  
Henry E. Pond,  
Henry S. Porter,

Messrs. George W. Potter,  
 Nathan P. Pratt,  
 Caleb Rand,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 Wm. Seaver, of Roxbury,  
 William Sherburne,  
 Henry Shortle,  
 John J. Smith,  
 Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 Shepherd Thayer,

Messrs. Newell A. Thompson,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Daniel H. Whitney,  
 Benjamin J. Williams,  
 Warren Williams,  
 Charles Wing,  
 Charles W. Worcester,  
 William H. P. Wright,  
 P. Ambrose Young.

Yeas, 93 ; Nays, 106.

#### ABSENT OR NOT VOTING.

Messrs. E. Watson Arnold,  
 Charles Bird, Jr.,  
 Albert Blood,  
 Charles Bradley,  
 Dennis Cawley, Jr.,  
 Thomas Cunningham,  
 Leander S. Daniels,  
 Silas Dunton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 Levi S. Gould,  
 David D. Hart,  
 Noble H. Hill,  
 Anson P. Hooker,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 Edward H. Lathrop,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locke,

Messrs. George H. Long,  
 James F. Mansfield,  
 John Manson,  
 Nathaniel C. Nash,  
 Thomas F. Plunkett,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Hiram S. Shurtleff,  
 Edwin N. Snow,  
 John H. Swain,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Charles R. Train,  
 Levi Wallace,  
 A. G. Walker,  
 Sydney F. Whitehouse,  
 John A. Wiley,  
 George F. Williams,  
 Nathan S. Williams,  
 J. W. F. Willson.

The question being on passing the bill to be engrossed, as amended,

The roll was called, and there were one hundred and six yeas and ninety-five nays.

And the bill was passed to be engrossed.

The yeas and nays were as follows :—

## YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
Oliver H. P. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Jonas A. Champney,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Henry H. Cook,  
George P. Cox,  
Alanson Crittenden,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Thomas J. Fay,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Daniel Howard,  
Solomon H. Howe,  
William Howland,  
Lewis S. Judd,

Messrs. William W. Kellogg,  
Dexter S. King,  
Charles J. Kittredge,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Manson,  
John McDuffie,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Jonathan Pierce,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Caleb Rand,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Henry Shortle,  
John J. Smith,  
Henry Souther,  
Charles Stanwood,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
Shepherd Thayer,  
Newell A. Thompson,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
Horace Ward,  
Eben N. Wardwell,



Messrs. Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Windsor N. White,  
 Daniel H. Whitney,

Messrs. Benjamin J. Williams,  
 Warren Williams,  
 Charles Wing,  
 Charles W. Worcester,  
 William H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. Levi A. Abbott,  
 John Quincy Adams,  
 William F. Arnold,  
 John H. Bangs,  
 William Barker, Jr.,  
 Henry Bassett,  
 Irving Bates,  
 William G. Bates,  
 Morton V. Bonney,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Philo Chapin,  
 Heman B. Chase,  
 Patrick A. Collins,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 Seth Crowell,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Jeremy B. Dennett,  
 Charles H. Drew,  
 Moses Farnum,  
 Stephen C. Felton,  
 James T. Ford,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Alvah Holway,  
 John A. Hughes,

Messrs. Edward A. Hulburt,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William A. King,  
 William Knowlton,  
 John Lee,  
 Joseph B. Lombard,  
 Willard Mann,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 Amasa C. Morse,  
 Henry Newton,  
 Weaver Osborn,  
 John Perley,  
 Simeon Perkins,  
 George Phipps,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Moses Pool,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Alvah Raymond, Jr.,  
 William H. Reynard,  
 Eleazer Richmond,  
 Ensign B. Rogers,  
 Joseph Ross,  
 John Runey,  
 George Sanford,  
 William R. Sessions,  
 Charles L. Shaw,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Oliver W. Smith,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 John K. Tarbox,  
 James G. Tewksbury,  
 John M. Tobin,  
 Jacob P. Towne,  
 William H. Waitt,

Messrs. George Walker,  
 Royal S. Warren,  
 Willard Wheeler,  
 William Whiting,  
 Charles W. Wilder,  
 Joel B. Williams,

Messrs. Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth.

Yeas, 106 ; Nays, 95.

#### ABSENT OR NOT VOTING.

Messrs. Charles Bird, Jr.,  
 Albert Blood,  
 Charles Bradley,  
 Dennis Cawley, Jr.,  
 Thomas Cunningham,  
 Leander S. Daniels,  
 Silas Dunton,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 Levi S. Gould,  
 David D. Hart,  
 Anson P. Hooker,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 Augustus Lane,  
 Edward H. Lathrop,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locke,

Messrs. George H. Long,  
 James F. Mansfield,  
 Ellis W. Morton,  
 Nathaniel C. Nash,  
 Wm. Seaver, of Ashland,  
 John Severson,  
 Hiram S. Shurtleff,  
 Edwin N. Snow,  
 John H. Swain,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Charles R. Train,  
 Levi Wallace,  
 A. G. Walker,  
 Sydney F. Whitehouse,  
 John A. Wiley,  
 George F. Williams,  
 Nathan S. Williams,  
 J. W. F. Willson.

The orders of the day were laid upon the table.

An order for an evening session to-morrow was offered and rejected. Evening session.

Mr. Towne of Fitchburg moved a reconsideration of the vote by which the bill in further addition to an Act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel was passed to be engrossed, Hoosac Tunnel.

And moved a suspension of the rule so that the motion could be considered at once ; but the motion to suspend was rejected, and the motion to reconsider was placed in the orders of the day for this afternoon.

And it was ordered that the vote be taken at 3 o'clock, unless the debate should be sooner exhausted.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the committee on the Pay Roll be directed to make up the pay roll including Monday, June 8.

Adjourned.

## AFTERNOON SESSION.

Met according to adjournment.

Amendment  
of the jour-  
nal.

On motion of Mr. Dana of Cambridge, it was ordered that the journal of this morning's proceedings be amended by recording his name among those voting in the negative on the engrossment of the bill in further addition to an act for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, instead of in the affirmative; and the journal was amended accordingly.

State house.

A message was received from the Governor inclosing a report from the commissioner on repairs and alterations of the state house which was referred to the committee on the State House and sent up for concurrence.

Harbor of  
Boston and  
flats.

On motion of Mr. Parsons of Brookline, the bill in addition to an act for the improvement of the harbor of Boston and the Commonwealth's flats therein, was discharged from the orders of the day and read and ordered to a third reading, and under a suspension of the rules, read a third time and passed to be engrossed and sent up for concurrence.

Appropriation  
bill.

On motion of Mr. Parsons of Brookline, the bill in addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes, was discharged from the orders of the day and recommitted to the committee on Finance.

On motion of Mr. Parsons,—

Pay of the  
legislature,  
&c.

*Ordered*, That the committee on Finance report resolves fixing the compensation of members of the Legislature, the Chaplains, and members of the Executive Council, and of the Assistant-Clerks of the Legislature; also of the door-keepers, messengers and pages of the Senate and House.

And Mr. Parsons afterwards reported a resolve fixing the compensation of the members of the Legislature, the Chaplains, the members of the Executive Council, and the Assistant-Clerks of the Legislature.

Also a resolve in relation to the compensation of the door-keepers, messengers and pages of the Senate and House of Representatives.

Severally read and ordered to a second reading.

Appropriation  
bill.

Mr. Parsons also reported back the appropriation bill, with amendments, and it was placed in the orders of the day for to-morrow.

Orders of the  
day.

The orders of the day were taken up.

The first matter was the motion to reconsider the vote by which the bill in further addition to an act for the more

speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was passed to be engrossed.

On motion of Mr. Wilder of Boston, the previous question was ordered, and the motion to reconsider was rejected, and the bill was sent to the Senate.

Bill requiring the Eastern Railroad Company to erect a station-house in Central Square, in Lynn, was read, and an amendment offered by Mr. Howland of Lynn, (printed in House Document, No. 382,) was rejected, and the bill was ordered to a third reading.

The orders of the day were laid upon the table.

Mr. Gates of Lowell offered the following order:—

*Ordered*, That hereafter during the session, no member shall occupy more than fifteen minutes in speaking at any one time, except by unanimous consent.

Limitation  
of debate.

On motion of Mr. DeWolf of Chester, the order was amended by striking out "fifteen," and inserting "ten," and adopted.

The orders of the day were again taken up.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company was read, and after debate,

Duxbury  
and Cohasset  
R. R. Co.

On motion of Mr. Manson of Scituate, the previous question was ordered.

The bill was amended by agreeing to the amendments offered by Mr. Dana of Cambridge on a previous day, and printed in House Document, No. 386, the vote on the amendments being 83 to 25, and the bill was then passed to be engrossed in concurrence, and sent up for concurrence in the amendments.

Bill to incorporate the Maverick Bridge Company was read, and on motion of Mr. Tompkins of Boston, postponed, and specially assigned for to-morrow, at half past ten, o'clock, A. M.

Maverick  
Bridge Co.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was read, but without taking any vote thereon,

R. R. corp's  
to subscribe  
to steamship  
corporations.

On motion of Mr. Wallace of Pepperell, the orders of the day were laid upon the table.

On motion of Mr. Howland of Lynn, they were afterwards taken up.

Mr. Bird of North Chelsea, moved an adjournment, but the motion was rejected.

On motion of Mr. Plunkett of Pittsfield, the bill under consideration was postponed until to-morrow.

Commission-  
ers of Essex  
County.  
No quorum.

The report of the committee on the doings of the county commissioners of Essex County being under consideration, Mr. Jackman of Newburyport called for a count, and there appearing to be only 97 members present, the House Adjourned.

FRIDAY, June 5, 1868.

Met according to adjournment.

Chronic in-  
sane at  
Tewksbury.

Mr. Walker of Springfield, from the committee on Finance, reported that Senate bill in relation to the asylum for the chronic insane at Tewksbury ought not to pass. Placed in the orders of the day for to-morrow.

Committee.

Mr. Dana of Cambridge, at his request, was excused from serving upon the conference committee on the resolve in favor of the Museum of Comparative Zoölogy; and Mr. Francis of Lowell was appointed in his place.

Bill passed.

Engrossed bill in relation to the taxation of deposits in savings banks, (which originated in the House of Representatives,) was taken from the table, on motion of Mr. Walker of Springfield, and was passed to be enacted, and signed, and sent to the Senate.

Closes of the  
session.

Mr. Parsons of Brookline, from the joint committee instructed to consider whether the Legislature could be brought to a close on Saturday, reported that in the opinion of the committee it could not, but that on certain conditions it could be closed Monday night. The report was considered and accepted, and sent up for concurrence.

Bills passed.

Engrossed bills:

- Relating to malicious trespasses;  
(Which originated in the Senate;)  
Ceding jurisdiction over certain lands in Boston to the United States of America;  
To incorporate the Eastern Steamship Company;  
(Which severally originated in the House of Representatives;)  
Were severally passed to be enacted, and signed, and sent to the Senate.

Engrossed resolves:

- In favor of the Marshpee schools;  
To authorize the purchase and distribution of 1,000 copies of Schouler's History of Massachusetts in the Rebellion;

In relation to the re-arrangement of the seats in the Representatives' hall ;

(Which severally originated in the House of Representatives ;)

Were severally passed, and signed, and sent to the Senate.

On motion of Mr. Williams of Monson,—

*Ordered*, That the committee on the sale of intoxicating liquors, &c., report immediately a bill authorizing the mayor and city council of the several cities, and the selectmen of towns, to dispose of the liquors in the hands of liquor agents. Sent up for concurrence.

Liquor in  
hands of  
agents.

*Paper from the Senate.*

Bill relating to Charles River Bridge and Warren Bridge, passed to be engrossed in the Senate, came down, and was read and ordered to a second reading.

Charles River  
Bridge and  
Warren  
Bridge.

The orders of the day were taken up.

Orders of the  
day.

Resolves :

Concerning the improvements and repairs of the state house ;

Fixing the compensation of the members of the Legislature, the Chaplains, the members of the Executive Council, and of the Assistant-Clerks of the Legislature ;

In relation to the compensation of the door-keepers, messengers and pages of the Senate and House of Representatives ;

And bill to repeal an act requiring the Boston and Providence Railroad Company to erect a station-house in Roxbury ;

Were severally read and ordered to a third reading.

Bill in addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes, was read and amended, according to the report of the committee on Finance, and passed to be engrossed and sent up for concurrence.

Bill to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes, was read and passed to be engrossed in concurrence.

Resolve in favor of the state almshouse at Monson, was read and passed to be engrossed and sent up for concurrence.

The report of the committee on the acts and doings of the county commissioners of Essex County, was taken up.

Mr. King of Rehoboth, moved to amend the report by striking out all relating to Mr. James Kimball, one of the commissioners. (See House Doc., No. 385.)

Mr. Allen of Newton moved to amend by striking out all except the first and last paragraphs of the report.

After debate,

On motion of Mr. Peirson of Salem the previous question was ordered.

Mr. King's motion was agreed to, 75 to 35, and Mr. Allen's disagreed to, 53 to 55.

The report so amended, was then accepted, 78 to 37.

Maverick  
Bridge Co.

Bill to incorporate the Maverick Bridge Company, specially assigned, was called up, and read and ordered to a third reading, 121 voting in the affirmative, and those voting in the negative not being counted.

Under a suspension of rules the bill was read a third time, and the question being on passing the bill to be engrossed, without coming to a vote the House

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

Bills passed.

Engrossed bills:

Relating to insolvent estates of deceased persons;

Extending the time of the state loan in aid of the Western Railroad Corporation;

(Which severally originated in the House of Representatives;)

To authorize the Lee and New Haven Railroad Company to reduce its capital stock;

(Which originated in the Senate;)

Were severally passed to be enacted and signed and sent to the Senate.

Engrossed resolve in favor of schools among the Indians of Gay Head, (which originated in the House of Representatives,) was passed and signed and sent to the Senate.

Orders of the  
day.

The orders of the day were taken up.

Bill to incorporate the Maverick Bridge Company, was passed to be engrossed in concurrence.

Bill to increase the salary of the justice of the police court of Springfield, was read and ordered to a third reading.

Resolve concerning the improvements and repairs of the state house, was read and passed to be engrossed and sent up for concurrence.

Bill relating to Charles River Bridge and Warren Bridge, was read and ordered to a third reading, and under a suspension of rules read and passed to be engrossed.

Afterwards, on motion of Mr. Rand of Charlestown, the vote on passing the bill was reconsidered, and the bill was amended and again passed to be engrossed in concurrence.

Bill to authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth, was read and passed to be engrossed, 93 to 59, and sent up for concurrence in an amendment.

The motion to reconsider the vote by which the House accepted the report inexpedient, on an order relative to an allowance to the wife and minor child of the late John H. Brooks, was agreed to, 103 to 37.

Mr. Appleton of Southborough, moved to amend the report by substituting the resolve reported by a minority of the committee.

On this question, on motion of Mr. Ward of Amherst, the yeas and nays were ordered.

And the roll being called, there were one hundred and two yeas and eighty-two nays.

And the resolve was ordered to a second reading.

The yeas and nays were as follows :—

## YEAS.

Messrs. Samuel Appleton,  
William F. Arnold,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
Ezra P. Brownell,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Philo Chapin,  
Charles W. Chase,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
Lament B. Corbin,  
Orlando B. Crane,  
Alanson Crittenden,  
Leander S. Daniels,  
Curtis Davis,

Messrs. Thaddeus K. DeWolf,  
Charles H. Drew,  
Stephen C. Felton,  
Ezra H. Flagg,  
Charles A. Fox,  
James A. Fox,  
Andrew J. Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Josiah Gates,  
Samuel H. Gould,  
J. Otis Hale,  
James A. Hervey,  
Charles Heywood,  
George W. Heywood,  
Anson P. Hooker,  
Daniel Howard,  
Solomon H. Howe,  
John A. Hughes,  
J. R. Huntington,  
William D. Jones,  
Joseph Leavitt,  
John Lee,  
James L. Locke,



Messrs. Joseph B. Lombard,  
 Murdock Matheson,  
 John McDuffie,  
 William McFarlin,  
 Frederick A. Morey,  
 Edwin Mudge,  
 Henry Newton,  
 John P. Ordway  
 Dan Packard,  
 John Perley,  
 Edward H. Pierce,  
 Moses Pool,  
 George W. Potter,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Caleb Rand,  
 Alvah Raymond, Jr.,  
 Otis Rich,  
 Edward H. R. Ruggles,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 Charles L. Shaw,  
 William Sherburne,  
 Oliver W. Smith,

Messrs. Edwin N. Snow,  
 Henry Souther,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John W. Stevens,  
 Walter B. Studley,  
 James G. Tewksbury,  
 Shepherd Thayer,  
 Prescott A. Thompson,  
 John M. Tobin,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Jacob P. Towne,  
 Eden Wadsworth,  
 Eben N. Wardwell,  
 Royal S. Warren,  
 Sydney F. Whitehouse,  
 John A. Wiley,  
 Benjamin J. Williams,  
 J. W. F. Willson,  
 Charles Wing,  
 J. H. Wood,  
 George W. Woodwell,  
 James S. Woodworth,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. George E. Allen,  
 E. Watson Arnold,  
 Henry Bassett,  
 Willard Blackinton,  
 Morton V. Bonney,  
 Oliver H. P. Brown,  
 John R. Bullard,  
 Jonas A. Champney,  
 Heman B. Chase,  
 Linus M. Child,  
 Joseph W. Cornell,  
 Seth Crowell,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Silas Dunton,  
 Moses Farnum,  
 John D. Flagg,  
 Dudley Foster,  
 James B. Francis,  
 Samuel Freeman,  
 Frederick W. Field,  
 Samuel T. Field,

Messrs. Thomas J. Field,  
 Levi S. Gould,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 George M. Hobbs,  
 Alvah Holway,  
 William Howland,  
 Edward A. Hulbert,  
 George W. Jackman, Jr.,  
 Lewis S. Judd,  
 Dexter S. King,  
 William A. King,  
 Richmond Kingman,  
 Charles J. Kittredge,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Roger H. Leavitt,  
 George H. Long,  
 Willard Mann,

Messrs. John Manson,  
Wallace McFarland,  
William Mixer,  
Weaver Osborn,  
George H. Peirson,  
George Phipps,  
Jonathan Pierce,  
Henry E. Pond,  
Henry S. Porter,  
Henry S. Ranney,  
Jeremiah A. Rich,  
Eleazer Richmond,  
John H. Robinson,  
Ensign B. Rogers,  
John Runey,  
William R. Sessions,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,

Messrs. John J. Smith,  
Walter S. Sprague,  
John H. Swain,  
John K. Tarbox,  
Hubbard W. Tilton,  
S. K. Towle,  
Mason Van Dusen,  
William H. Waitt,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Joel B. Williams,  
Warren Williams,  
Joseph Wilson,  
Charles W. Worcester.

Yeas, 102; Nays, 82.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
Rufus Adams,  
John H. Bangs,  
William Barker, Jr.,  
Irving Bates,  
Charles H. Blanchard,  
Albert Blood,  
Charles Bradley,  
Thomas H. Carruth,  
Henry M. Clarke,  
George P. Cox,  
Thomas Cunningham,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Jeremy B. Dennett,  
Thomas J. Fay,  
Charles H. Fiske,  
James T. Ford,  
Noah M. Gaylord,  
Delano A. Goddard,  
Josiah S. Hammond,  
David D. Hart,  
Noble H. Hill,  
Harvey Jewell, (Speaker),  
William W. Kellogg,  
Edward H. Lathrop,  
Job M. Leonard,

Messrs. John Livermore,  
James F. Mansfield,  
Leonard McKenzie,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Nathaniel C. Nash,  
Thomas Parsons,  
Simeon Perkins,  
Thomas F. Plunkett,  
William H. Reynard,  
Joseph Ross,  
Otis T. Ruggles,  
John Severson,  
Hiram S. Shurtleff,  
Edward S. Stebbins,  
Newell A. Thompson,  
Charles R. Train,  
A. G. Walker,  
George Walker,  
Windsor N. White,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
George F. Williams,  
Nathan S. Williams,  
James B. Wood.

Hartford  
and New  
Haven R. R.

Bill repealing a part of the 87th chapter of the acts of the year 1862, was read ;

And after debate, on motion of Mr. Howe of Bolton, the previous question was ordered.

And the bill was ordered to a third reading by a vote of 71 to 51.

Bill requiring the Eastern Railroad Company to erect a station-house, in Central Square in Lynn, was read and passed to be engrossed in concurrence.

Adjourned.

SATURDAY, June 6, 1868.

Met according to adjournment.

Hour of  
meeting.

On motion of Mr. Dana of Cambridge the House voted to meet on Monday, at 11, A. M.

Charter of  
Boston.

Mr. Morton of Boston, from the committee on the Judiciary, reported that the bill to revise the charter of the city of Boston, ought to pass. Ordered to a second reading.

Institution  
for Savings  
in Roxbury.

Mr. Howland of Lynn, from the same committee, reported that the bill in addition to an act to incorporate the Institution for Savings in Roxbury and its vicinity, ought to pass. Ordered to a second reading.

Stony Brook  
R. R.

Mr. Lathrop of Huntington, from the same committee, reported that the bill relating to the place of holding the meetings of the Stony Brook Railroad Corporation ought to pass. Ordered to a second reading.

Commit-  
ments to  
State insti-  
tutions.

Mr. Morton, from the same committee, reported that the bill in relation to commitments to certain state institutions, ought not to pass. Placed in the orders of the day for to-morrow.

Foundling  
hospital.

Mr. Parsons of Brookline, from the committee on Finance, reported that the bill establishing a foundling hospital, ought not to pass. The report was considered and the bill was rejected.

Gay Head  
Indians.

Mr. Parsons from the joint committee appointed to consider the subject of Indian affairs, on the petition of Zaccheus Howwoswee and others, reported that no legislation is necessary. The report was considered and accepted, and sent up for concurrence.

Salem Turn-  
pike.

Mr. Wright of Lawrence, on leave, introduced a bill in addition to an act concerning the Salem Turnpike and Chelsea Bridge and the several toll bridges in Essex County ;

which, under a suspension of rules, was read three times, and passed to be engrossed and sent up for concurrence.

Mr. Dana of Cambridge, on leave, introduced a bill to repeal an act in relation to the reports of the decisions of the supreme judicial court. Under a suspension of the rule requiring it to be referred, it was ordered to a second reading. Decisions of the S. J. court.

Also, a bill authorizing officers to interfere in cases of cruelty to animals; which under a suspension of the same rule, was ordered to a second reading. Cruelty to animals.

Mr. Stanwood of Roxbury, on leave, introduced a bill relating to an engineer and other assistants at the state house; which was read and referred to the committee on Finance. Engineer at the State house.

Mr. Walker, of Springfield, on leave, introduced a bill to fix the salary of the secretary of the board of state charities; which, under a suspension of the rule requiring it to be referred, was ordered to a second reading. Secretary of Board of State Charities.

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that the bill to prevent the erection of stables in the city of Boston within fifty feet of any church, ought not to pass. The report was considered, and the bill was rejected. Erection of stables.

Mr. Ordway of Roston moved a reconsideration of the vote by which the bill was rejected, and also moved a suspension of the rule so that the motion might be at once considered; but the motion to suspend the rules was not agreed to, 112 voting in the affirmative and 59, more than one-third, in the negative. The motion to reconsider was accordingly placed in the orders of the day for Monday.

On motion of Mr. Howland of Lynn,—

*Ordered*, That the present week shall be considered the last week of the session. Last week.

On motion of Mr. Wilder of Boston,—

*Ordered*, That the Adjutant-General prepare and cause to be printed in convenient form for the use of the militia of the Commonwealth, six hundred copies of chapter 219 of the acts of 1866, as amended by subsequent laws. Militia laws.

#### *Papers from the Senate.*

Bill in further addition to an act to regulate the sale of intoxicating liquors, passed to engrossed in the Senate, came down, and was under a suspension of rules, read three times and passed to be engrossed in concurrence. License law.

Ashley  
School.

Bill to amend chapter 83 of the acts of 1825, passed to be engrossed in the Senate, came down, and was, under a suspension of rules, read twice, and amended on report of the committee on Bills in the Third Reading by substituting a new draft entitled, bill in addition to an act to incorporate the trustees of the Ashley School and Charitable Fund, and passed to be engrossed, and sent up for concurrence.

Herman  
Haupt.

Resolve in favor of Herman Haupt & Co., passed to be engrossed in the Senate, in concurrence with an amendment adding the words "and provided that a receipt in full of all claims, of whatever kind or nature, on the part of said Herman Haupt & Co., be given by said party to the Treasurer of the Commonwealth," came down. The resolve was considered, and the amendment was concurred in.

Museum of  
Comparative  
Zo-ology.

The report of the committee of conference on the subject matter of difference between the two branches on the resolve in favor of the Museum of Comparative Zoölogy, signed by the whole committee of both houses, and recommending that the House recede from its non-concurrence in the Senate's amendment, came down, having been accepted by the Senate, and was considered and accepted in concurrence, 114 to 58, and the House receded from its non-concurrence, and concurred in the amendments of the Senate.

Committee  
on Boston  
and Albany  
R. R.

The report of the joint committee on the Boston and Albany Railroad, came from the Senate, that branch having insisted on giving the committee power to sit during the recess, and send for persons and papers, &c., and having appointed Messrs. Pitman, Chaffee and Sawyer a committee of conference. The House insisted on its non-concurrence, and agreed to the appointment of a committee, which the Speaker took time to appoint.

Bills passed.

Engrossed resolve concerning the improvements and repairs of the state house, (which originated in the House of Representatives,) was passed, and signed, and sent to the Senate.

Engrossed bills:

In relation to the settlement of paupers ;

To authorize railroad corporations to subscribe to the capital stock of steamship corporations duly chartered by the laws of this Commonwealth ;

In further addition to an act to regulate the sale of intoxicating liquors ;

To incorporate the Maverick Bridge Company ;

(Which severally originated in the Senate ;) )

Were severally passed to be enacted, and signed, and sent to the Senate.

The orders of the day were taken up.

Orders of the  
day.

Resolve in relation to the asylum for the chronic insane at Tewksbury, was rejected.

Bill to repeal an act requiring the Boston and Providence Railroad Company to erect a station-house in Roxbury, was read, and passed to be engrossed, in concurrence.

Resolve fixing the compensation of the members of the Legislature, the members of the Executive Council, and of the Assistant-Clerks of the Legislature, was read.

Mr. Blasdel of Lexington moved to amend it by making the pay of members six dollars a day instead of five.

On motion of Mr. Manson of Scituate, the yeas and nays were ordered on the amendment.

On motion of Mr. Blanchard of Boston, after debate, the previous question was ordered.

And the roll being called, there were seventy-six yeas and one hundred and twenty nays.

And the amendment was rejected.

The yeas and nays were as follows:

#### YEAS.

Messrs. Rufus Adams,  
E. Watson Arnold,  
John H. Bangs,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Charles Bird, Jr.,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Thomas Cunningham,  
Francis E. Cushing,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Moses Farnum,  
Stephen C. Felton,  
Charles A. Fox,  
James A. Fox,

Messrs. Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
J. Otis Hale,  
David D. Hart,  
Joseph H. Hatfield,  
James A. Hervey,  
Anson P. Hooker,  
Solomon H. Howe,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Richmond Kingman,  
Edward H. Lathrop,  
George H. Long,  
Willard Mann,  
Murdock Matheson,  
Wallace McFarland,  
Henry Newton,  
Dan Packard,  
Edward H. Pierce,  
Henry E. Pond,  
George W. Potter,  
Caleb Rand,  
Henry S. Ranney,

Messrs. Alvah Raymond, Jr.,	Messrs. Walter B. Studley,
Ensign B. Rogers,	John M. Tobin,
Wm. Seaver, of Ashland,	Dexter A. Tompkins,
Wm. Seaver, of Roxbury,	Mason Van Dusen,
William Sherburne,	Eden Wadsworth,
Henry Shortle,	Eben N. Wardwell,
Hiram S. Shurtleff,	Rufus A. White,
John J. Smith,	Windsor N. White,
Oliver W. Smith,	Sydney F. Whitehouse,
Isaac H. Stearns,	J. W. F. Willson,
John W. Stevens,	Charles Wing.

## NAYS.

Messrs. John Quincy Adams,	Messrs. Josiah Gates,
George E. Allen,	Samuel H. Gould,
Samuel Appleton,	Josiah S. Hammond,
William F. Arnold,	Abraham G. Hart,
William Barker, Jr.,	Tilly Haynes,
Henry Bassett,	Charles A. Hewins,
Hugh R. Bean,	Charles Heywood,
C. C. Bixby,	George W. Heywood,
Willard Blackinton,	George M. Hobbs,
Morton V. Bonney,	Alvah Holway,
Charles Bradley,	Daniel Howard,
Oliver H. P. Brown,	William Howland,
Ralph S. Brown,	J. R. Huntington,
William B. Brown,	Lewis S. Judd,
John R. Bullard,	Dexter S. King,
Thomas H. Carruth,	William A. King,
Charles W. Chase,	Charles J. Kittredge,
Linus M. Child,	Augustus Lane,
Benjamin F. Cook,	Howard M. Lane,
Lament B. Corbin,	Joseph Leavitt,
Joseph W. Cornell,	John Lee,
Orlando B. Crane,	James L. Locke,
Alanson Crittenden,	Joseph B. Lombard,
Seth Crowell,	John Manson,
David Cushing, 2d,	William McFarlin,
Richard H. Dana, Jr.,	Leonard McKenzie,
George K. Daniell,	Isaac H. Meserve,
Curtis Davis,	William Mixter,
Charles H. Drew,	Frederick A. Morey,
Ezra H. Flagg,	Edwin Mudge,
James T. Ford,	John P. Ordway,
Dudley Foster,	Thomas Parsons,
James B. Francis,	John Perley,
Andrew J. Freeman,	Simeon Perkins,
Josiah O. Friend,	George Phipps,
Frederick W. Field,	Jonathan Pierce,
Roscoe W. Gage,	Thomas F. Plunkett,

Messrs. Moses Pool,  
Henry S. Porter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Otis Rich,  
Eleazer Richmond,  
Joseph Ross,  
Edward H. R. Ruggles,  
John Runey,  
George Sanford,  
William R. Sessions,  
Lemuel B. Simmons,  
Iram Smith,  
Edwin N. Snow,  
Henry Souther,  
Walter S. Sprague,  
Charles Stanwood,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Newell A. Thompson,

Messrs. Prescott A. Thompson,  
Hubbard W. Tilton,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
William H. Waitt,  
George Walker,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
William Whiting,  
Charles W. Wilder,  
John A. Wiley,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson,  
James B. Wood,  
James S. Woodworth,  
Charles W. Worcester,  
P. Ambrose Young.

Yeas, 76 ; Nays, 120.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Albert Blood,  
Ezra P. Brownell,  
Henry M. Clarke,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Thomas J. Fay,  
Charles H. Fiske,  
John D. Flagg,  
Samuel Freeman,  
Samuel T. Field,  
Delano A. Goddard,  
Noble H. Hill,  
Harvey Jewell, (Speaker,)  
William W. Kellogg,  
William Knowlton,  
Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,  
James F. Mansfield,  
John McDuffie,  
Amasa C. Morse,

Messrs. Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
George H. Peirson,  
Jeremiah A. Rich,  
John H. Robinson,  
Otis T. Ruggles,  
John Severson,  
Charles L. Shaw,  
Edward S. Stebbins,  
Shepherd Thayer,  
Charles R. Train,  
Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Daniel H. Whitney,  
Benjamin J. Williams,  
George F. Williams,  
J. H. Wood,  
George W. Woodwell,  
William H. P. Wright.



<b>Messrs.</b> Alvah Raymond, Jr.,	<b>Messrs.</b> Walter B. Studley,
Ensign B. Rogers,	John M. Tobin,
Wm. Seaver, of Ashland,	Dexter A. Tompkins,
Wm. Seaver, of Roxbury,	Mason Van Dusen,
William Sherburne,	Eden Wadsworth,
Henry Shortle,	Eben N. Wardwell,
Hiram S. Shurtleff,	Rufus A. White,
John J. Smith,	Windsor N. White,
Oliver W. Smith,	Sydney F. Whitehouse,
Isaac H. Stearns,	J. W. F. Willson,
John W. Stevens,	Charles Wing.

## NAYS.

<b>Messrs.</b> John Quincy Adams,	<b>Messrs.</b> Josiah Gates,
George E. Allen,	Samuel H. Gould,
Samuel Appleton,	Josiah S. Hammond,
William F. Arnold,	Abraham G. Hart,
William Barker, Jr.,	Tilly Haynes,
Henry Bassett,	Charles A. Hewins,
Hugh R. Bean,	Charles Heywood,
C. C. Bixby,	George W. Heywood,
Willard Blackinton,	George M. Hobbs,
Morton V. Bonney,	Alvah Holway,
Charles Bradley,	Daniel Howard,
Oliver H. P. Brown,	William Howland,
Ralph S. Brown,	J. R. Huntington,
William B. Brown,	Lewis S. Judd,
John R. Bullard,	Dexter S. King,
Thomas H. Carruth,	William A. King,
Charles W. Chase,	Charles J. Kittredge,
Linus M. Child,	Augustus Lane,
Benjamin F. Cook,	Howard M. Lane,
Lament B. Corbin,	Joseph Leavitt,
Joseph W. Cornell,	John Lee,
Orlando B. Crane,	James L. Locke,
Alanson Crittenden,	Joseph B. Lombard,
Seth Crowell,	John Manson,
David Cushing, 2d,	William McFarlin,
Richard H. Dana, Jr.,	Leonard McKenzie,
George K. Daniell,	Isaac H. Meserve,
Curtis Davis,	William Mixer,
Charles H. Drew,	Frederick A. Morey,
Ezra H. Flagg,	Edwin Mudge,
James T. Ford,	John P. Ordway,
Dudley Foster,	Thomas Parsons,
James B. Francis,	John Perley,
Andrew J. Freeman,	Simeon Perkins,
Josiah O. Friend,	George Phipps,
Frederick W. Field,	Jonathan Pierce,
Roscoe W. Gage,	Thomas F. Plunkett,

Messrs. Moses Pool,  
Henry S. Porter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Otis Rich,  
Eleazer Richmond,  
Joseph Ross,  
Edward H. R. Ruggles,  
John Runey,  
George Sanford,  
William R. Sessions,  
Lemuel B. Simmons,  
Iram Smith,  
Edwin N. Snow,  
Henry Souther,  
Walter S. Sprague,  
Charles Stanwood,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Newell A. Thompson,

Messrs. Prescott A. Thompson,  
Hubbard W. Tilton,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
William H. Waitt,  
George Walker,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
William Whiting,  
Charles W. Wilder,  
John A. Wiley,  
Joel B. Williams,  
Nathan S. Williams,  
Warren Williams,  
Joseph Wilson,  
James B. Wood,  
James S. Woodworth,  
Charles W. Worcester,  
P. Ambrose Young.

Yeas, 76 ; Nays, 120.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Albert Blood,  
Ezra P. Brownell,  
Henry M. Clarke,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Thomas J. Fay,  
Charles H. Fiske,  
John D. Flagg,  
Samuel Freeman,  
Samuel T. Field,  
Delano A. Goddard,  
Noble H. Hill,  
Harvey Jewell, (Speaker),  
William W. Kellogg,  
William Knowlton,  
Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,  
James F. Mansfield,  
John McDuffie,  
Amasa C. Morse,

Messrs. Ellis W. Morton,  
Nathaniel C. Nash,  
Weaver Osborn,  
George H. Peirson,  
Jeremiah A. Rich,  
John H. Robinson,  
Otis T. Ruggles,  
John Severson,  
Charles L. Shaw,  
Edward S. Stebbins,  
Shepherd Thayer,  
Charles R. Train,  
Levi Wallace,  
A. G. Walker,  
Horace Ward,  
Daniel H. Whitney,  
Benjamin J. Williams,  
George F. Williams,  
J. H. Wood,  
George W. Woodwell,  
William H. P. Wright.

And the resolve was passed to be engrossed.

Mr. Ordway of Boston moved a reconsideration, and the motion was postponed until Monday.

Resolve in relation to the compensation of the door-keepers, messengers and pages, was read and passed to be engrossed, and sent up for concurrence.

Resolve in favor of the widow and minor child of the late John H. Brooks, was read and ordered to a third reading, and again read and passed to be engrossed, and sent up for concurrence.

Bill to increase the salary of the justice of the police court of Springfield, was read, and passed to be engrossed, in concurrence.

The orders of the day were laid upon the table.

County commissioners of Bristol.

On motion of Mr. Tarbox of Lawrence, the bill giving certain powers to the county commissioners of the county of Bristol, was taken from the table and placed in the orders of the day for Monday.

Corporal punishment in charitable institutions.

On motion of Mr. Arnold of Northampton, the report, inexpedient, on an order relative to abolishing corporal punishment in the charitable and reformatory institutions of the Commonwealth, was taken from the table and placed in the orders of the day for Monday.

Orders of the day.

The orders of the day were taken up.

Bill repealing a part of the 87th chapter of the acts of the year 1852 was read, and Mr. Wright of Lawrence moved to amend it by substituting a bill concerning the Hartford and New Haven Railroad Company.

Without taking any question, the House Adjourned.

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MONDAY, June 8, 1868.

Met according to adjournment.

Leave of absence.

Mr. Adams of Newburyport, from the committee on Leave of Absence, reported that leave of absence be granted to Mr. Lathrop of Huntington for five days; Mr. White of Winchendon, ten days; Mr. Howard of Randolph, five days; Mr. Swain of Easton, five days; Mr. Shurtleff of Boston, six days; Mr. Bird of North Chelsea, three days; Mr. McFarland of West Boylston, seven days; Mr. Abbott of Middleborough, four days; and Mr. Severson of Spring-

field, twenty days, and for the remainder of the session. The report was considered and accepted.

Mr. Adams of Quincy, from the committee on the Judiciary, on an order of March 24, reported a bill to provide for the dissolution or dismemberment of fire districts in towns; which, under a suspension of rules, was read three times, and passed to be engrossed, and sent up for concurrence.

Fire districts.

Mr. Parsons of Brookline, from the committee on Finance, reported that the bill relating to an engineer and other assistants at the State house, ought to pass, with amendments restricting the number of assistants to three. Under a suspension of rules, the bill was read a second time and amended, and then, on motion of Mr. Adams of Quincy, was referred to the committee on the Judiciary.

State house.

Afterwards, Mr. Dana of Cambridge, from that committee, reported it in a new draft, entitled a bill to authorize the sergeant-at-arms to employ additional service in the state house, and under a suspension of rules, it was read a second and third time, and passed to be engrossed, and sent up for concurrence.

Mr. Train of Boston, on leave, introduced a bill concerning the East Boston Ferry Company; which, under a suspension of rules, was read three times, and passed to be engrossed, and sent up for concurrence.

East Boston Ferry Co.

Messrs. Parsons of Brookline, Seaver of Roxbury, and Kingman of Cummington were appointed a committee of conference on the subject-matter of difference between the two branches on the report of the committee on the Boston and Albany Railroad Company.

Boston and Albany R. R. Co.

*Paper from the Senate.*

Bill to authorize the South of Europe Steamship Company to run steamships between Boston and any ports in Great Britain or Ireland, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

South of Europe Steamship Co.

Afterwards, Mr. Adams of Quincy, from that committee, reported it in a new draft, and under a suspension of rules it was read three times and passed to be engrossed, and sent up for concurrence.

*Engrossed bills:*

To establish the county seat of the county of Berkshire at Pittsfield, and for other purposes;

Bills passed.

Relating to Charles River Bridge and Warren Bridge;

To increase the salary of the police justice of Springfield;

(Which severally originated in the Senate;)

In addition to an act for the improvement of the harbor of Boston and the Commonwealth's flats therein;

(Which originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolve in favor of Herman Haupt & Co., (which originated in the House of Representatives,) was passed and signed and sent to the Senate.

Orders of the day.

The orders of the day were taken up.

Bill in relation to commitments to certain State institutions, was rejected.

Bills:

In addition to an act to incorporate the Institution for Savings in Roxbury and its vicinity;

Relating to the place of holding the meetings of the Stony Brook Railroad Corporation;

Were severally read and ordered to a third reading.

The House refused, by a vote of 40 to 104, to reconsider the vote by which it rejected the bill to prevent the erection of stables in the city of Boston within fifty feet of any church.

Bill repealing a part of the 87th chapter of the acts of 1852, was read, and the substitute offered by Mr. Wright of Lawrence on Saturday, was rejected, by a vote of 57 to 91, and the bill was passed to be engrossed in concurrence.

Bill authorizing officers to interfere in cases of cruelty to animals, was read and ordered to a third reading.

The orders of the day were laid on the table.

Hour of meeting.

On motion of Mr. Howland of Lynn,—

*Ordered*, That the afternoon session this day commence at half past 2 o'clock.

City charter of Boston.

On motion of Mr. Morton of Boston the bill to revise the charter of the city of Boston, was discharged from the orders of the day and was read, and then postponed until afternoon.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

Evening session.

Mr. King of Boston moved that the House hold an evening session, commencing at half past 7 o'clock; but the motion was rejected.

State house.

Mr. Stanwood of Roxbury, from the committee on the State House, to whom was referred the message of the

Governor, with the report of the commissioner on the state house, reported a resolve in addition to a resolve concerning the improvements and repairs at the state house; which under a suspension of rules was read three times and passed to be engrossed and sent up for concurrence.

*Paper from the Senate.*

Bill relating to probate courts in the county of Berkshire, Probate courts in Berkshire. passed to be engrossed in the Senate, came down, and was read and referred to the committee on Finance.

Afterwards, Mr. Parsons of Brookline, from that committee, reported that it ought to pass. The bill was considered, and amended on motion of Mr. Plunkett of Pittsfield, by striking out section 3, and ordered to a third reading, and read a third time and passed to be engrossed in concurrence.

Engrossed bill repealing a part of the 87th chapter of the acts of 1852, (which originated in the Senate,) was passed Bill passed. to be enacted and signed and sent to the Senate.

The orders of the day were taken up.

Orders of the day.

Bill to repeal an act in relation to the reports of the decisions of the supreme judicial court, was read and ordered to a third reading, and under a suspension of rules read and passed to be engrossed and sent up for concurrence.

Bill to fix the salary of the secretary of the board of state charities, was read and rejected.

Bill giving certain powers to the county commissioners of the county of Bristol, was read and rejected.

Bill authorizing officers to interfere in cases of cruelty to animals, was read and passed to be engrossed and sent up for concurrence.

**Bills:**

In addition to an act to incorporate the Institution for Savings in Roxbury and its vicinity;

Relating to the place of holding the meetings of the Stony Brook Railroad Corporation;

Were severally read, and passed to be engrossed, in concurrence.

Bill to revise the charter of the city of Boston, was further considered, and on motion of Mr. Pierce of Boston, referred to the next General Court.

Report, inexpedient, on an order relative to abolishing corporal punishment in the charitable and reformatory

institutions of the Commonwealth, was accepted and sent up for concurrence.

The motion to reconsider the vote by which the House ordered to be engrossed the resolve fixing the compensation of the members of the Legislature, &c., being under consideration,

On motion of Mr. Walker of Springfield, the yeas and nays were ordered.

And the roll being called, there were one hundred and three yeas and ninety-nine nays, as follows :

## YEAS.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
E. Watson Arnold,  
John H. Bangs,  
Irving Bates,  
Charles Bird, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Ralph S. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Henry M. Clarke,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Jeremy B. Dennett,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
James T. Ford,  
Charles A. Fox,  
James A. Fox,

Messrs. Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
David D. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Richmond Kingman,  
John Livermore,  
George H. Long,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
Isaac H. Meserve,  
Amasa C. Morse,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
George H. Peirson,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
George W. Potter,  
Caleb Rand,  
Alvah Raymond, Jr.,  
Otis Rich,  
Ensign B. Rogers,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,

Messrs. Henry Shortle,  
Hiram S. Shurtleff,  
John J. Smith,  
Oliver W. Smith,  
Charles Stanwood,  
Isaac H. Stearns,  
John W. Stevens,  
Walter B. Studley,  
Newell A. Thompson,  
Prescott A. Thompson,  
John M. Tobin,  
Dexter A. Tompkins,  
S. K. Towle,  
Mason Van Dusen,

Messrs. Eden Wadsworth,  
Eben N. Wardwell,  
Rufus A. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
George F. Williams,  
Nathan S. Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester.

NATS.

Messrs. John Quincy Adams,  
Samuel Appleton,  
William Barker, Jr.,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Charles W. Chase,  
Linus M. Child,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
Richard H. Dana, Jr.,  
Leander S. Daniels,  
Curtis Davis,  
Charles H. Drew,  
John D. Flagg,  
Dudley Foster,  
James B. Francis,  
Andrew J. Freeman,  
Samuel T. Field,  
Josiah Gates,  
Delano A. Goddard,  
Josiah S. Hammond,  
Tilly Haynes,

Messrs. Charles A. Hewins,  
Alvah Holway,  
Daniel Howard,  
William Howland,  
J. R. Huntington,  
Dexter S. King,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
John Lee,  
Joseph B. Lombard,  
James F. Mansfield,  
William McFarlin,  
William Mixer,  
Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
Thomas Parsons,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
William H. Reynard,  
Jeremiah A. Rich,  
Eleazer Richmond,  
John H. Robinson,  
Edward H. R. Ruggles,  
John Runey,



Messrs. George Sanford,  
 William R. Sessions,  
 Charles L. Shaw,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Henry Souther,  
 Walter S. Sprague,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Hubbard W. Tilton,  
 Jacob P. Towne,  
 Charles R. Train,  
 William H. Waitt,  
 Levi Wallace,  
 George Walker,

Messrs. Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,  
 Windsor N. White,  
 William Whiting,  
 John A. Wiley,  
 Benjamin J. Williams,  
 Joel B. Williams,  
 Warren Williams,  
 Joseph Wilson,  
 J. H. Wood,  
 James B. Wood,  
 P. Ambrose Young.

Yeas, 103 ; Nays, 99.

#### ABSENT OR NOT VOTING.

Messrs. William F. Arnold,  
 Charles H. Fiske,  
 Ezra H. Flagg,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Abraham G. Hart,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 Harvey Jewell, (Speaker),  
 Lewis S. Judd,  
 William W. Kellogg,  
 William A. King,  
 Charles J. Kittredge,  
 Edward H. Lathrop,  
 Roger H. Leavitt,

Messrs. Job M. Leonard,  
 James L. Locke,  
 John McDuffie,  
 Wallace McFarland,  
 Leonard McKenzie,  
 Nathaniel C. Nash,  
 Weaver Osborn,  
 Henry S. Ranney,  
 Joseph Ross,  
 Otis T. Ruggles,  
 John Saverson,  
 Edwin N. Snow,  
 Edward S. Stebbins,  
 Shepherd Thayer,  
 George E. Towne,  
 A. G. Walker,  
 Horace Ward,  
 Wm. H. P. Wright.

And the vote was reconsidered.

Mr. Rich of Boston then moved a reconsideration of the vote by which the House refused to make the per diem pay of members \$6 instead of \$5, as fixed in the resolve; and this motion was agreed to.

The question recurring on the motion to strike out five and insert six,

On motion of Mr. Dana of Cambridge, the yeas and nays were ordered,

And the roll being called, there were ninety-one yeas and one hundred and three nays, as follows :

YEAS.

Messrs. Rufus Adams,  
E. Watson Arnold,  
John H. Bangs,  
Irving Bates,  
William G. Bates,  
Charles Bird, Jr.,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Henry M. Clarke,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
George K. Daniell,  
Thaddeus K. DeWolf,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
Charles A. Fox,  
James A. Fox,  
Samuel Freeman,  
Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
David D. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
John A. Hughes,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
William D. Jones,  
Richmond Kingman,  
John Livermore,

Messrs. George H. Long,  
Willard Mann,  
Murdock Matheson,  
Wallace McFarland,  
Isaac H. Meserve,  
Amasa C. Morse,  
Henry Newton,  
John P. Ordway,  
Dan Packard,  
George H. Peirson,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
George W. Potter,  
Caleb Rand,  
Alvah Raymond, Jr.,  
William H. Reynard,  
Otis Rich,  
Ensign B. Rogers,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
Charles L. Shaw,  
William Sherburne,  
Henry Shortle,  
Hiram S. Shurtleff,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
John W. Stevens,  
Walter B. Studley,  
John M. Tobin,  
Dexter A. Tompkins,  
Mason Van Dusen,  
Eden Wadsworth,  
Eben N. Wardwell,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
George F. Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth.

## NATS.

## Messrs. John Quincy Adams,

George E. Allen,  
 Samuel Appleton,  
 William Barker, Jr.,  
 Henry Bassett,  
 Hugh R. Bean,  
 C. C. Bixby,  
 Morton V. Bonney,  
 Charles Bradley,  
 Oliver H. P. Brown,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Charles W. Chase,  
 Linus M. Child,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Seth Crowell,  
 Richard H. Dana, Jr.,  
 Leander S. Daniels,  
 Curtis Davis,  
 Charles H. Drew,  
 Ezra H. Flagg,  
 John D. Flagg,  
 James T. Ford,  
 Dudley Foster,  
 James B. Francis,  
 Josiah O. Friend,  
 Frederick W. Field,  
 Samuel T. Field,  
 Roscoe W. Gage,  
 Josiah Gates,  
 Delano A. Goddard,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Charles A. Hewins,  
 Alvah Holway,  
 Daniel Howard,  
 William Howland,  
 J. R. Huntington,  
 William Knowlton,  
 Augustus Lane,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,

## Messrs. John Lee,

Joseph B. Lombard,  
 John Manson,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Ellis W. Morton,  
 Edwin Mudge,  
 Thomas Parsons,  
 John Perley,  
 George Phipps,  
 Jonathan Pierce,  
 Thomas F. Plunkett,  
 Joseph S. Potter,  
 Nathan P. Pratt,  
 Benjamin Proctor,  
 Jeremiah A. Rich,  
 Eleazer Richmond,  
 John H. Robinson,  
 Edward H. R. Ruggles,  
 John Runey,  
 George Sanford,  
 William R. Sessions,  
 Lemuel B. Simmons,  
 Henry Souther,  
 Charles Stanwood,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Newell A. Thompson,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Jacob P. Towne,  
 Charles R. Train,  
 William H. Waitt,  
 Levi Wallace,  
 A. G. Walker,  
 George Walker,  
 Horace Ward,  
 Francis W. Warren,  
 Royal S. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Willard Wheeler,  
 William Whiting,  
 John A. Wiley,  
 Benjamin J. Williams,  
 Joel B. Williams,  
 Warren Williams,

TUESDAY, JUNE 9, 1868.

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Messrs. Joseph Wilson,  
J. H. Wood,  
James B. Wood,

Messrs. Charles W. Worcester,  
P. Ambrose Young.

Yeas, 91; Nays, 103.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
William F. Arnold,  
P. A. Beaman,  
Thomas H. Carruth,  
Jeremy B. Dennett,  
Charles H. Fiske,  
Andrew J. Freeman,  
Samuel H. Gould,  
J. Otis Hale,  
Tilly Haynes,  
Charles Heywood,  
George W. Heywood,  
Noble H. Hill,  
George M. Hobbs,  
Anson P. Hooker,  
Solomon H. Howe,  
Harvey Jewell, (Speaker,)  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
William A. King,  
Charles J. Kittredge,  
Edward H. Lathrop,

Messrs. Job M. Leonard,  
James L. Locke,  
James F. Mansfield,  
John McDuffie,  
Frederick A. Morey,  
Nathaniel C. Nash,  
Weaver Osborn,  
Simeon Perkins,  
Henry S. Porter,  
Henry S. Ranney,  
Joseph Ross,  
Otis T. Ruggles,  
John Severson,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
Edward S. Stebbins,  
Shepherd Thayer,  
Prescott A. Thompson,  
George E. Towne,  
Nathan S. Williams,  
William H. P. Wright.

And the amendment was rejected.

The resolve was passed to be engrossed and sent up for concurrence.

On motion of Mr. Rich of Boston, the House voted to meet to-morrow at 11, A. M. Hour of meeting.

Adjourned.

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TUESDAY, June 9, 1868.

Met according to adjournment.

Shortly after the House was called to order, the House took a recess, on motion of Mr. Gaylord of Boston, for the purpose of attending to the presentation of a watch to the chaplain. Presentation to the chaplain.

Upon resuming business, the following

*Papers from the Senate,*  
were disposed of.

Museum of  
Zo-ology.

Report of the committee on Education, that no legislation is necessary on the report of the Trustees of the Museum of Comparative Zoölogy, was accepted, in concurrence.

Boston and  
Albany R. R.

The report of the committee of conference on the difference between the two branches concerning the report of the committee on the Boston and Albany Railroad Company, was accepted, in concurrence, and in accordance therewith the whole subject was referred to the next General Court.

Taxing of  
bank shares.

Bill concerning the taxing of bank shares, being a new draft of the House bill, with the same title, passed to be engrossed in the Senate, came down, and was read and referred to the committee on the Judiciary.

Gershom B.  
Weston.

Resolve in favor of Gershom B. Weston, introduced on leave in the Senate, came down, and under a suspension of rules was read three times, and passed to be engrossed, in concurrence.

Appropriation  
bill.

Bill in addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes, passed to be engrossed in the Senate, in concurrence with amendments, came down and was considered, and the amendments were concurred in.

Salem Turn-  
pike.

Bill in addition to an act concerning the Salem Turnpike and Chelsea Bridge, and the several toll bridges in Essex County, passed to be engrossed in the Senate, in concurrence with an amendment, came down, and was considered, and the amendment was concurred in.

Tunnel bill  
passed.

Engrossed bill in further addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, (which originated in the House of Representatives,) came up on its passage to be enacted.

On motion of Mr. Walker of Springfield, the yeas and nays were ordered.

After debate, the roll was called, and there were one hundred and fifteen yeas and ninety-one nays, as follows:

#### YEAS.

Messrs. Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,

Messrs. George E. Bridges,  
Oliver H. P. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Charles W. Chase,  
Linus M. Child,  
Henry M. Clarke,  
Henry H. Cook,

Messrs. George P. Cox,  
 Orlando B. Crane,  
 Alanson Crittenden,  
 Thomas Cunningham,  
 Curtis Davis,  
 Thaddeus K. DeWolf,  
 Silas Dunton,  
 Thomas J. Fay,  
 John D. Flagg,  
 Dudley Foster,  
 James A. Fox,  
 James B. Francis,  
 Frederick W. Field,  
 Samuel T. Field,  
 Thomas J. Field,  
 Thomas J. Gargan,  
 Josiah Gates,  
 Noah M. Gaylord,  
 Delano A. Goddard,  
 Samuel H. Gould,  
 J. Otis Hale,  
 James A. Hervey,  
 Charles Heywood,  
 George W. Heywood,  
 Noble H. Hill,  
 Daniel Howard,  
 Solomon H. Howe,  
 William Howland,  
 Lewis S. Judd,  
 Wm. W. Kellogg,  
 Dexter S. King,  
 Charles J. Kittredge,  
 Howard M. Lane,  
 Joseph Leavitt,  
 Roger H. Leavitt,  
 John Manson,  
 John McDuffie,  
 Wallace McFarland,  
 William McFarlin,  
 Leonard McKenzie,  
 William Mixter,  
 Frederick A. Morey,  
 Ellis W. Morton,  
 Edwin Mudge,  
 John P. Ordway,  
 Dan Packard,  
 Thomas Parsons,

Messrs. George H. Peirson,  
 Jonathan Pierce,  
 Henry S. Porter,  
 George W. Potter,  
 Nathan P. Pratt,  
 Caleb Rand,  
 Henry S. Ranney,  
 Jeremiah A. Rich,  
 Otis Rich,  
 John H. Robinson,  
 Ensign B. Rogers,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 Wm. Seaver, of Roxbury,  
 William Sherburne,  
 Henry Shortle,  
 Hiram S. Shurtleff,  
 John J. Smith,  
 Henry Souther,  
 Charles Stanwood,  
 Edward S. Stebbins,  
 John W. Stevens,  
 Walter B. Studley,  
 Shepherd Thayer,  
 Newell A. Thompson,  
 Prescott A. Thompson,  
 Dexter A. Tompkins,  
 George E. Towne,  
 Charles R. Train,  
 Mason Van Dusen,  
 Eden Wadsworth,  
 Levi Wallace,  
 Horace Ward,  
 Eben N. Wardwell,  
 Francis W. Warren,  
 Thomas S. Waters,  
 Lory S. Watson,  
 Rufus A. White,  
 Daniel H. Whitney,  
 Benjamin J. Williams,  
 Nathan S. Williams,  
 Warren Williams,  
 Charles Wing,  
 Charles W. Worcester,  
 Wm. H. P. Wright,  
 P. Ambrose Young.

## NAYS.

Messrs. John Quincy Adams,  
 William Barker, Jr.,

Messrs. Irving Bates,  
 William G. Bates,

Messrs. Morton V. Bonney,  
 Charles Bradley,  
 Ralph S. Brown,  
 William B. Brown,  
 Ezra P. Brownell,  
 John R. Bullard,  
 Philo Chapin,  
 Heman B. Chase,  
 Patrick A. Collins,  
 Benjamin F. Cook,  
 Lament B. Corbin,  
 Joseph W. Cornell,  
 Seth Crowell,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 Richard H. Dana, Jr.,  
 George K. Daniell,  
 Leander S. Daniels,  
 Jeremy B. Dennett,  
 Moses Farnum,  
 Stephen C. Felton,  
 Ezra H. Flagg,  
 James T. Ford,  
 Samuel Freeman,  
 Josiah O. Friend,  
 Roscoe W. Gage,  
 Josiah S. Hammond,  
 Abraham G. Hart,  
 Joseph H. Hathaway,  
 Tilly Haynes,  
 Charles A. Hewins,  
 Alvah Holway,  
 John A. Hughes,  
 J. R. Huntington,  
 George W. Jackman, Jr.,  
 William D. Jones,  
 William A. King,  
 William Knowlton,  
 Augustus Lane,  
 John Lee,  
 Joseph B. Lombard,  
 Willard Mann,  
 Murdock Matheson, •  
 Isaac H. Meserve,

Messrs. Amasa C. Morse,  
 Henry Newton,  
 Weaver Osborn,  
 Simeon Perkins,  
 George Phipps,  
 Edward H. Pierce,  
 Thomas F. Plunkett,  
 Henry E. Pond,  
 Moses Pool,  
 Joseph S. Potter,  
 Benjamin Proctor,  
 Alvah Raymond, Jr.,  
 Wm. H. Reynard,  
 Eleazer Richmond,  
 Joseph Ross,  
 John Runey,  
 George Sanford,  
 Wm. Seaver, of Ashland,  
 William R. Sessions,  
 Lemuel B. Simmons,  
 Iram Smith,  
 Walter S. Sprague,  
 Isaac H. Stearns,  
 John H. Swain,  
 John K. Tarbox,  
 James G. Tewksbury,  
 Hubbard W. Tilton,  
 S. K. Towle,  
 Jacob P. Towne,  
 William H. Waitt,  
 A. G. Walker,  
 George Walker,  
 Royal S. Warren,  
 Willard Wheeler,  
 William Whiting,  
 John A. Wiley,  
 George F. Williams,  
 Joel B. Williams,  
 J. W. F. Willson,  
 Joseph Wilson,  
 James B. Wood,  
 George W. Woodwell,  
 James S. Woodworth.

Yeas, 115 ; Nays, 91.

#### ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Wm. F. Arnold,

Messrs. John H. Bangs,  
 Henry Bassett,

Messrs. Albert Blood,  
 Charles H. Drew,  
 Charles H. Fiske,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Levi S. Gould,  
 David D. Hart,  
 George M. Hobbs,  
 Anson P. Hooker,  
 Edward A. Hulbert,  
 Harvey Jewell, (Speaker,)  
 Richmond Kingman,  
 Edward H. Lathrop,  
 Job M. Leonard,  
 John Livermore,

Messrs. James L. Locke,  
 George H. Long,  
 James F. Mansfield,  
 Nathaniel C. Nash,  
 John Perley,  
 John Severson,  
 Charles L. Shaw,  
 Oliver W. Smith,  
 Edwin N. Snow,  
 John M. Tobin,  
 Windsor N. White,  
 Sydney F. Whitehouse,  
 Charles W. Wilder,  
 J. H. Wood.

And the bill was passed to be enacted, and signed, and sent to the Senate.

Engrossed bills :

Bills passed.

Concerning the East Boston Ferry Company ;

To authorize the South of Europe Steamship Company to run its ships between ports in Massachusetts and ports in Great Britain or Ireland, and for other purposes ;

(Which severally originated in the House of Representatives ;)

To repeal an act requiring the Boston and Providence Railroad Company to erect a station house in Roxbury ;

In relation to probate courts in the county of Berkshire ;

(Which severally originated in the Senate ;)

Were severally passed, and signed, and sent to the Senate.

Mr. Towne of Fitchburg asked leave to introduce a bill supplementary to an act in further addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, and gave notice that he should move its reference to a special committee of five members of the House. Without taking any question, the subject was laid upon the table.

Supplementary tunnel bill.

On motion of Mr. Ordway of Boston, the House voted to meet at 2½ o'clock, P. M.

Hour of meeting

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

On motion of Mr. Parsons of Brookline,—

*Ordered*, That the committee on the Pay Roll be instructed to make up the pay roll to include Wednesday, June 10.

Pay roll.



On motion of Mr. McDuffie of Cambridge, the same committee was instructed to make up the pay of Messrs. Nash of Boston, and Livermore of Cambridge, for the entire session.

On motion of Mr. Snow of Chicopee the committee was also instructed to make up the pay of Mr. Severson of Springfield, for the entire session.

On motion of Mr. Parsons of Brookline,—

Journal of  
the House.

*Ordered*, That one copy of the Journal of the House be sent to each member of the present Legislature, thirty copies be placed at the disposal of the Speaker and Clerk, three copies be placed in the state library, and each of the lobbies and committee rooms be supplied in like manner as they are now supplied with other documents of the Senate and House; the remaining copies shall be placed in the office of the Secretary of the Commonwealth. The Clerk is hereby excused from the preparation of a written duplicate for the state library.

Bills passed.

Engrossed bills:

In addition to an act to incorporate the Trustees of the Ashley School and Charitable Fund;

In addition to an act relating to certain sinking funds of the Commonwealth;

(Which severally originated in the House of Representatives;)

In relation to an act to incorporate the Institution for Savings in Roxbury and its vicinity;

Relating to the place of holding the meetings of the Stony Brook Railroad Corporation;

(Which severally originated in the Senate;)

Were severally passed to be enacted, and signed and sent to the Senate.

Engrossed resolves:

In favor of the Museum of Comparative Zoölogy and Williams College;

In favor of the widow and minor child of John H. Brooks;

In favor of the almshouse at Monson;

(Which severally originated in the House of Representatives;)

Were severally passed, and signed, and sent to the Senate.

Berkshire  
courts.

Mr. Field of Shelburne, on leave, introduced a bill in addition to an act to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes; which under suspension of rules was read three times, and the

question being on passing it to be engrossed, on motion of Mr. Plunkett of Pittsfield, it was laid upon the table.

Mr. Leavitt of Canton, on leave, introduced a resolve in favor of the widow of James Capen, deceased; which under a suspension of rules was read three times and passed to be engrossed and sent up for concurrence. Widow of James Capen

Mr. Dana of Cambridge, from the committee on the Judiciary, reported that the House ought not to concur in the adoption of the proposed substitute for the bill concerning the taxing of bank shares, which came from the Senate. The report was accepted, and the substitute bill was returned to the Senate with notice that the House had non-concurred. Taxing of bank shares.

Afterwards, the bill came down, the Senate having insisted, and on motion of Mr. Dana the House voted to insist and to ask a committee of conference, and Messrs. Dana, Howland of Lynn, and Mixter of Hardwick, were appointed. Sent up for concurrence.

On motion of Mr. Towne of Fitchburg, the bill supplementary to an act in further addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, was taken from the table, and leave having been granted to introduce it, by a vote of 114 to 56, it was referred to a special committee of the House, and Messrs. Francis of Lowell, Dana of Cambridge, Towne of Fitchburg, Plunkett of Pittsfield, and Mixter of Hardwick, were appointed. Supplementary tunnel bill.

Mr. Potter of Arlington offered the following order, which was rejected:—

*Ordered,* That the special committee to whom was referred the supplementary bill relating to the Troy and Greenfield Railroad and Hoosac Tunnel be instructed to report to the House whether freight is not now delivered in Boston, via Ogdensburg and northern railroad lines, from Chicago and other principal shipping points in the West, cheaper than it can be delivered in Albany and Troy—thus rendering the completion of the Hoosac Tunnel wholly useless as a means of cheapening transportation between Boston and the West.

Mr. Bird of Chelsea, on leave, introduced a resolve giving additional compensation to the members of the Senate and House, and the door-keepers and messengers. The resolve under a suspension of rules was read twice, and the question being on ordering it to a third reading, Pay of members.

On motion of Mr. Dana of Cambridge, the yeas and nays were ordered, and there were ninety-one yeas and sixty-six nays, as follows :

## YEAS.

Messrs. Rufus Adams,  
E. Watson Arnold,  
John H. Bangs,  
William G. Bates,  
P. A. Beaman,  
Charles Bird, Jr.,  
Willard Blackinton,  
Charles H. Blanchard,  
John C. Blasdel,  
George E. Bridges,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Henry M. Clarke,  
Patrick A. Collins,  
Henry H. Cook,  
George P. Cox,  
Alanson Crittenden,  
Thomas Cunningham,  
David Cushing, 2d,  
Thaddeus K. DeWolf,  
Moses Farnum,  
Thomas J. Fay,  
Stephen C. Felton,  
Ezra H. Flagg,  
John D. Flagg,  
Charles A. Fox,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
David D. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
Noble H. Hill,  
Anson P. Hooker,  
Solomon H. Howe,  
Edward A. Hulbert,  
George W. Jackman, Jr.,  
Richmond Kingman,  
Roger H. Leavitt,  
George H. Long,  
Willard Mann,

Messrs. Murdock Matheson,  
Wallace McFarland,  
Isaac H. Meserve,  
Amasa C. Morse,  
Henry Newton,  
John P. Ordway,  
Weaver Osborn,  
Dan Packard,  
George H. Peirson,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
George W. Potter,  
Caleb Rand,  
Alvah Raymond, Jr.,  
Otis Rich,  
Ensign B. Rogers,  
Otis T. Ruggles,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Henry Shortle,  
Hiram S. Shurtleff,  
Iram Smith,  
John J. Smith,  
Oliver W. Smith,  
Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
Shepherd Thayer,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
Eben N. Wardwell,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Charles W. Wilder,  
George F. Williams,  
J. W. F. Willson,  
Charles Wing,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester.

## NAYS.

Messrs. John Quincy Adams,  
George E. Allen,  
Henry Bassett,  
Hugh R. Bean,  
Morton V. Bonney,  
Oliver H. P. Brown,  
William B. Brown,  
Ezra P. Brownell,  
John R. Bullard,  
Charles W. Chase,  
Linus M. Child,  
Benjamin F. Cook,  
Seth Crowell,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Leander S. Daniels,  
Charles H. Drew,  
James T. Ford,  
Dudley Foster,  
James B. Francis,  
Frederick W. Field,  
Samuel T. Field,  
Samuel H. Gould,  
Josiah S. Hammond,  
Charles A. Hewins,  
Charles Heywood,  
Daniel Howard,  
William Howland,  
Charles J. Kittredge,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Joseph B. Lombard,

Messrs. William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
George Phipps,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
John H. Robinson,  
John Runey,  
George Sanford,  
William R. Sessions,  
Lemuel B. Simmons,  
Edwin N. Snow,  
Charles Stanwood,  
James G. Tewksbury,  
Newell A. Thompson,  
Charles R. Train,  
William H. Waitt,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
John A. Wiley,  
Joel B. Williams,  
Warren Williams,  
Joseph Wilson.

Yeas, 92 ; Nays, 66.

## ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Samuel Appleton,  
William F. Arnold,  
William Barker, Jr.,  
Irving Bates,  
C. C. Bixby,  
Albert Blood,  
Charles Bradley,  
Ralph S. Brown,  
Thomas H. Carruth,  
Dennis Cawley, Jr.,  
Lament B. Corbin,

Messrs. Joseph W. Cornell,  
Orlando B. Crane,  
Francis E. Cushing,  
Curtis Davis,  
Jeremy B. Dennett,  
Silas Dunton,  
Charles H. Fiske,  
James A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Josiah Gates,

<b>Messrs.</b> Delano A. Goddard,	<b>Messrs.</b> Henry S. Ranney,
J. Otis Hale,	William H. Reynard,
Abraham G. Hart,	Jeremiah A. Rich,
Tilly Haynes,	Eleazer Richmond,
George W. Heywood,	Joseph Ross,
George M. Hobbs,	Edward H. R. Ruggles,
Alvah Holway,	Wm. Seaver, of Ashland,
John A. Hughes,	John Severson,
J. R. Huntington,	Charles L. Shaw,
Harvey Jewell, (Speaker,)	Henry Souther,
William D. Jones,	Walter S. Sprague,
Lewis S. Judd,	Isaac H. Stearns,
William W. Kellogg,	John H. Swain,
Dexter S. King,	John K. Tarbox,
William A. King,	Prescott A. Thompson,
William Knowlton,	Hubbard W. Tilton,
Edward H. Lathrop,	John M. Tobin,
John Lee,	S. K. Towle,
Job M. Leonard,	Jacob P. Towne,
John Livermore,	A. G. Walker,
James L. Locke,	George Walker,
James F. Mansfield,	Royal S. Warren,
John Manson,	William Whiting,
John McDuffie,	Benjamin J. Williams,
Nathaniel C. Nash,	Nathan S. Williams,
Thomas Parsons,	J. H. Wood,
John Perley,	James B. Wood,
Simeon Perkins,	William H. P. Wright,
Henry S. Porter,	P. Ambrose Young.

And the resolve was ordered to a third reading, and having been read a third time, was passed to be engrossed and sent up for concurrence.

Hour of  
meeting.

Mr. Brownell of Westport moved that when the House adjourns it adjourn to meet at 7½ o'clock, this evening; but the motion was rejected.

*Papers from the Senate.*

Cohasset and  
Duxbury  
R. R.

Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Company, came from the Senate, that branch having non-concurred in the amendments adopted by the House. Mr. Manson of Scituate moved that the House adhere, and this motion was agreed to by a vote of 71 to 69.

Mr. Howland of Lynn moved a reconsideration, which was agreed to, by a vote of 114 to 48.

After further debate, Mr. Manson moved that the House insist.

Mr. Appleton of Southborough moved that the House recede, and also moved the previous question, which was ordered.

And the motion to recede was agreed to, by a vote of 97 to 72.

Mr. Tarbox of Lawrence moved a reconsideration of this vote.

After debate, Mr. Appleton moved the previous question, which was ordered, and the motion to reconsider was rejected, 72 to 91.

Bill to authorize cities and towns to dispose of liquors in the hands of city and town agents, passed to be engrossed in the Senate, came down, and under a suspension of rules was read three times, and passed to be engrossed, in concurrence. Liquors in the hands of agents.

Resolve in addition to a resolve in relation to improvements and repairs of the state house, passed to be engrossed in the Senate, in concurrence with an amendment, came down, and was considered, and the amendment was concurred in. State house.

Resolve in addition to a resolve concerning improvements and repairs of the state house, passed to be engrossed in the Senate, came down, and was under a suspension of rules read three times, and passed to be engrossed, in concurrence. State house.

On motion of Mr. Adams of Newburyport, leave of absence was granted to Mr. Crowell of Dennis for ten days. Leave of absence.

Mr. Tompkins of Boston moved that when the House adjourns, it adjourn to meet at 11, A. M., to-morrow, but the motion was rejected. Hour of meeting.

The bill in addition to an act to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes, was taken from the table, and afterwards, on motion of Mr. Kittredge of Hinsdale, again laid upon the table. Berkshire courts.

### *Papers from the Senate.*

The report of the committee appointed to investigate the affairs of the Monson Almshouse, accepted in the Senate, came down, and the question being on accepting the same, in concurrence, Mr. Bates of Westfield presented a minority report, and on his motion the whole subject was referred to the next General Court. Monson Almshouse.

Notice was received of the rejection by the Senate of House bills:

To repeal an act in relation to the reports of the decisions of the supreme judicial court; Decisions of the S. J. court.

Cruelty to  
animals.

Authorizing officers to interfere in cases of cruelty to animals.

Laws of  
settlement.

The report of the committee on the Laws of Settlement, on the several orders of January 20, 30, 31, and February 19, relating to that subject, that the same be referred to the next General Court, accepted in the Senate, came down and was considered and accepted, in concurrence.

Troy and  
Greenfield  
R. R.

Report of the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, that no legislation is necessary on the report of the committee of the Legislature of 1867 on this subject, accepted in the Senate, came down and was considered and accepted, in concurrence.

Prisons.

Report of the committee on Prisons authorized to visit the prisons of the State, accepted in the Senate, came down and was considered and accepted, in concurrence.

Close of the  
session.

Report of the committee on the close of the session, accepted in the House June 5, came down, having been referred by the Senate to a new committee, consisting of Messrs Schouler and Sawyer of the Senate, with such as the House may join.

The House concurred, and Messrs. Thompson of Boston, Jackman of Newburyport, Seaver of Roxbury, Brownell of Westport, and Packard of Abington were joined.

Afterwards, the report of the committee having been accepted in the Senate, came down, and was considered and accepted, in concurrence. The committee report that the two branches can finish their work to-morrow, and unless more time shall be required by the Governor to consider bills placed or to be placed in his hands, the committee recommend that His Excellency be requested to prorogue the Legislature to-morrow, at such time as shall hereafter be fixed.

Worcester  
Academy,  
&c.

Report of the committee on Parishes and Religious Societies, asking to be discharged from the further consideration of the petition of the Trustees of the Worcester Academy and of the Newton Theological Seminary, the committee not being able to agree, accepted in the Senate, came down, and was considered and accepted, in concurrence.

Pawners'  
Bank.

Report, leave to withdraw, on petition of the Pawners' Bank, accepted in the Senate, came down, and was considered and accepted, in concurrence.

Railroad to  
Sandy Pond.

Report, reference to the next General Court, on the petition of the Fitchburg Railroad Company, in relation to the construction of a branch railroad to Sandy Pond in Lincoln, accepted in the Senate, came down, and was considered and accepted, in concurrence.

Resolve fixing the compensation of the members of the Legislature, the Chaplains, the members of the Executive Council, and the Assistant-Clerks of the Legislature, passed to be engrossed in the Senate, in concurrence with an amendment, came down and was considered, and the amendment was concurred in. Pay of members.

Engrossed resolves :

Bills passed.

In addition to a resolve in relation to improvements and repairs of the state house ;

In favor of the widow of James Capen, deceased ;

(Which severally originated in the House of Representatives ;)

In favor of Gershom B. Weston ;

(Which originated in the Senate ;)

Were severally passed, and signed, and sent to the Senate.

Engrossed bills :

To authorize the sergeant-at-arms to employ additional service at the state house ;

To provide for the dissolution or dismemberment of fire districts in certain cases ;

In addition to an act concerning the Salem Turnpike and Chelsea Bridge, and the several toll-bridges in Essex County ;

In addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes ;

(Which severally originated in the House of Representatives ;)

Were severally passed to be enacted, and signed, and sent to the Senate.

*Paper from the Senate.*

*Ordered,* In concurrence, that the Clerks of the two branches cause to be prepared and printed before the meeting of the next General Court, 2,000 copies of so much of the legislative manual as may be practicable, on the general plan of that of the present year. Manual.

Adjourned.

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WEDNESDAY, June 10, 1868.

Met according to adjournment.

Mr. Parsons of Brookline, from the committee on Finance, on an order relative to the relations of the state with the Eastern Railroad, and an order relative to the relations of



Norwich and  
Worcester  
R. R.

the state with the Norwich and Worcester Railroad, reported that as the subject was thoroughly investigated and reported on in House documents Nos. 39 and 22 of 1867, no legislation is necessary at this time, and that the subject be referred to the next General Court. The report was considered and accepted.

Overseers of  
the poor of  
Lynn.

Mr. Howland of Lynn, on leave, introduced a bill in addition to an act in relation to the election and duties of overseers of the poor of the city of Lynn; which, under a suspension of rules, was read three times and passed to be engrossed and sent up for concurrence.

Seats in the  
Representa-  
tives' hall.

The Speaker appointed the following committees:

Under the resolve for re-arranging the seats in the Representatives' Hall,—

Repairs of  
the State  
house.

Messrs. Thompson of Boston and Hughes of Somerville.\*

Under the resolve relative to repairs and improvements at the state house,—

Messrs. Haynes of Springfield, Stanwood of Roxbury, Child of Boston, McDuffie of Cambridge, and Appleton of Southborough.

Supplement-  
ary tunnel  
bill.

Mr. Francis of Lowell, from the special committee of the House to whom was referred the bill supplemental to an act in addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, reported it in a new draft.

Under a suspension of rules it was read twice.

The question being on ordering it to a third reading, Mr. Bird of North Chelsea moved the previous question; but the motion was rejected.

On motion of Mr. Crittenden of Otis the bill was amended by adding the following words to section 1st: "and a single track shall be properly laid and ready for use through the tunnel, and the contract under the act to which this is supplementary, shall include the construction of the same."

Mr. Stearns of Milford moved to amend section 1 by striking out "shall" and inserting "may," so that it would read "the Hoosac Tunnel may be constructed with a width sufficient," &c.; but the amendment was rejected.

Mr. Morton of Boston moved to amend the bill by striking out the second section, as follows:

"The work of constructing said tunnel may be let in one or more contracts, provided that the amount to be paid for constructing all of said sections shall not exceed five millions of dollars."

On motion of Mr. Jackman of Newburyport, the yeas and nays were ordered on this amendment,

\* The resolve also includes the Speaker and the Sergeant-at-Arms.

And the roll being called, there were one hundred and two yeas and ninety-six nays, as follows :

## YEAS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
George E. Allen,  
Samuel Appleton,  
John H. Bangs,  
Irving Bates,  
Morton V. Bonney,  
Charles Bradley,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Linus M. Child,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Seth Crowell,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
George K. Daniell,  
Jeremy B. Dennett,  
Charles H. Drew,  
Moses Farnum,  
Stephen C. Felton,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Levi S. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
Charles A. Hewins,  
George M. Hobbs,  
Alvah Holway,  
Anson P. Hooker,  
John A. Hughes,

Messrs. J. R. Huntington,  
George W. Jackman, Jr.,  
William A. King,  
William Knowlton,  
Augustus Lane,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
John Manson,  
Murdock Matheson,  
John McDuffie,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,  
Wm. H. Reynard,  
Eleazer Richmond,  
Joseph Rosa,  
John Runey,  
George Sanford,  
William R. Sessions,  
Charles L. Shaw,  
Henry Shortle,  
Lemuel B. Simmons,  
Iram Smith,  
John J. Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
Edwin S. Stebbins,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
Hubbard W. Tilton,  
Charles R. Train,  
Eden Wadsworth,  
A. G. Walker,

Messrs. Royal S. Warren,  
Charles W. Wilder,  
Joel B. Williams,  
Nathan S. Williams,  
J. W. F. Willson,

Messrs. Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth.

## NAYS.

Messrs. Rufus Adams,  
Henry Bassett,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Oliver H. P. Brown,  
Wm. H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Henry M. Clarke,  
Henry H. Cook,  
George P. Cox,  
Thomas Cunningham,  
Curtis Davis,  
Thaddeus K. DeWolf,  
John D. Flagg,  
Dudley Foster,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Samuel H. Gould,  
James A. Hervey,  
Charles Heywood,  
Noble H. Hill,  
Daniel Howard,  
William Howland,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
Charles J. Kittredge,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
Roger H. Leavitt,  
Job M. Leonard,

Messrs. George H. Long,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Frederick A. Morey,  
Edwin Mudge,  
John P. Ordway,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry S. Porter,  
George W. Potter,  
Nathan P. Pratt,  
Caleb Rand,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
Wm. Seaver of Roxbury,  
William Sherburne,  
Hiram S. Shurtleff,  
Henry Souther,  
Charles Stanwood,  
John W. Stevens,  
Shepherd Thayer,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
William H. Waitt,  
Levi Wallace,  
Horace Ward,  
Francis W. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,

<p>Messrs. Windsor N. White,          Sydney F. Whitehouse,          Daniel H. Whitney,          John A. Wiley,          Benjamin J. Williams,</p>	<p>Messrs. Warren Williams,          Charles Wing,          Charles W. Worcester,          Wm. H. P. Wright,          P. Ambrose Young.</p>
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Yeas, 103 ; Nays, 96.

ABSENT OR NOT VOTING.

<p>Messrs. E. Watson Arnold,          William F. Arnold,          William Barker, Jr.,          Willard Blackinton,          Ezra P. Brownell,          Charles W. Chase,          Patrick A. Collins,          Alanson Crittenden,          Leander S. Daniels,          Silas Dunton,          Thomas J. Fay,          Charles H. Fiske,          James A. Fox,          James B. Francis,          Josiah Gates,          Delano A. Goddard,          J. Otis Hale,          David D. Hart,          George W. Heywood,          Solomon H. Howe,          Edward A. Hulbert,</p>	<p>Messrs. Harvey Jewell, (Speaker),          William D. Jones,          Richmond Kingman,          John Livermore,          Willard Mann,          James F. Mansfield,          Wallace McFarland,          Isaac H. Meserve,          Nathaniel C. Nash,          Wm. Seaver, of Ashland,          John Severson,          Oliver W. Smith,          Newell A. Thompson,          John M. Tobin,          S. K. Towle,          Jacob P. Towne,          George Walker,          Eben N. Wardwell,          William Whiting,          George F. Williams.</p>
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And the amendment was agreed to.

Mr. Dana of Cambridge moved to amend by adding a new section.

Mr. Train of Boston moved to amend the amendment by substituting the following:

No more than one million dollars shall be appropriated and paid out of the treasury the present year under this act or the act to which this is supplementary.

Mr. Dana accepted the section as a modification of his own, and it was then adopted.

Mr. Jackman of Newburyport moved the indefinite postponement of the bill ; but the motion was rejected, 40 to 105, and the bill was ordered to a third reading, and read and passed to be engrossed and sent up for concurrence.

Mr. Seaver of Roxbury, on leave, introduced a bill in relation to the election of special commissioners for the county of Suffolk, under the act to regulate the sale of intoxicating liquors ; which under a suspension of rules

License commissioners for Suffolk.

was read three times and passed to be engrossed and sent up for concurrence.

Taxing of  
bank shares.

Mr. Dana of Cambridge, from the committee of conference on the bill concerning the taxing of bank shares, reported that the Senate's substitute for the bill ought to be concurred in, with two new sections, and the report was considered, and accepted and sent up for concurrence.

Appropriation  
bill.

Mr. Parsons of Brookline, from the committee on Finance, reported a bill in further addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes; which under a suspension of rules was read three times and passed to be engrossed and sent up for concurrence.

Bill passed.

Engrossed bill in addition to an act in relation to the election and duties of overseers of the poor of the city of Lynn, (which originated in the House of Representatives,) was passed to be enacted and signed and sent to the Senate.

Fire  
districts.

On motion of Mr. Howland of Lynn, a message was sent to the Governor, and Mr. Howland was charged therewith, requesting him to return to the House the bill providing for the dismemberment or dissolution of fire districts in certain cases. And afterwards, Mr. Howland, having performed the duty assigned to him, returned the bill to the House and it was laid upon the table.

### *Papers from the Senate.*

Melrose and  
S. Reading  
Horse R. R.

Bill in addition to an act to incorporate the Melrose and South Reading Horse Railroad Company, introduced on leave in the Senate, came down, having been engrossed in that branch, and under a suspension of rules was read twice, and the question being on ordering it to a third reading, it was rejected.

Pay of mem-  
bers.

Notice was received from the Senate of the rejection of the House resolve fixing additional compensation for the Senate and House of Representatives and the door-keepers and messengers of the two branches.

Duxbury  
and Cohasset  
R. R. Co.

Engrossed Bill to amend an act to incorporate the Duxbury and Cohasset Railroad Corporation, came up on its passage to be enacted, (the bill originating in the Senate,)

And on motion of Mr. Manson of Scituate the yeas and nays were ordered,

And the roll being called, there were one hundred and thirteen yeas and seventy-three nays, as follows:

## YEAS.

Messrs. Rufus Adams,  
 George E. Allen,  
 Samuel Appleton,  
 E. Watson Arnold,  
 John H. Bangs,  
 Irving Bates,  
 William G. Bates,  
 P. A. Beaman,  
 Charles Bird, Jr.,  
 C. C. Bixby,  
 Willard Blackinton,  
 Charles H. Blanchard,  
 John C. Blasdel,  
 George E. Bridges,  
 Ralph S. Brown,  
 William B. Brown,  
 Hodgdon F. Buzzell,  
 Thomas H. Carruth,  
 Heman B. Chase,  
 Henry M. Clarke,  
 George P. Cox,  
 Seth Crowell,  
 Thomas Cunningham,  
 David Cushing, 2d,  
 Francis E. Cushing,  
 George K. Daniell,  
 Curtis Davis,  
 Charles H. Drew,  
 Moses Farnum,  
 Thomas J. Fay,  
 James T. Ford,  
 Charles A. Fox,  
 Andrew J. Freeman,  
 Thomas J. Field,  
 Thomas J. Gargan,  
 Levi S. Gould,  
 Abraham G. Hart,  
 David D. Hart,  
 Tilly Haynes,  
 Charles Heywood,  
 Noble H. Hill,  
 Alvah Holway,  
 Anson P. Hooker,  
 William Howland,  
 John A. Hughes,  
 Edward A. Hulburt,  
 J. R. Huntington,  
 Lewis S. Judd,  
 Dexter S. King,

Messrs. William A. King,  
 Richmond Kingman,  
 Howard M. Lane,  
 Edward H. Lathrop,  
 Joseph Leavitt,  
 John Lee,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locke,  
 Joseph B. Lombard,  
 George H. Long,  
 Willard Mann,  
 William McFaflin,  
 Leonard McKenzie,  
 Isaac H. Meserve,  
 Amasa C. Morse,  
 Henry Newton,  
 Dan Packard,  
 George H. Peirson,  
 Henry E. Pond,  
 George W. Potter,  
 Caleb Rand,  
 Henry S. Ranney,  
 Alvah Raymond, Jr.,  
 Jeremiah A. Rich,  
 Otis Rich,  
 Edward H. R. Ruggles,  
 Otis T. Ruggles,  
 John Runey,  
 Wm. Seaver, of Ashland,  
 Wm. Seaver, of Roxbury,  
 William R. Sessions,  
 William Sherburne,  
 Hiram S. Shurtleff,  
 Lethuel B. Simmons,  
 John J. Smith,  
 Walter S. Sprague,  
 Charles Stanwood,  
 Isaac H. Stearns,  
 John W. Stevens,  
 Walter B. Studley,  
 John H. Swain,  
 Shepherd Thayer,  
 Hubbard W. Tilton,  
 Dexter A. Tompkins,  
 Charles R. Train,  
 Eden Wadsworth,  
 Horace Ward,  
 Francis W. Warren,

Messrs. Thomas S. Waters,  
Lory S. Watson,  
Windsor N. White,  
Sydney F. Whitehouse,  
Daniel H. Whitney,  
Benjamin J. Williams,  
Nathan S. Williams,  
Warren Williams,

Messrs. Joseph Wilson,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright.

## NAYS.

Messrs. John Quincy Adams,  
Henry Bassett,  
Hugh R. Bean,  
Albert Blood,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Richard H. Dana, Jr.,  
Thaddeus K. DeWolf,  
Stephen C. Felton,  
Ezra H. Flagg,  
Samuel Freeman,  
Josiah O. Friend,  
Frederick W. Field,  
Samuel T. Field,  
Roscoe W. Gage,  
Josiah S. Hammond,  
Joseph H. Hathaway,  
James A. Hervey,  
Charles A. Hewins,  
George M. Hobbs,  
Daniel Howard,  
George W. Jackman, Jr.,  
Charles J. Kittredge,  
William Knowlton,  
Augustus Lane,  
Roger H. Leavitt,  
John Manson,  
Murdock Matheson,

Messrs. Frederick A. Morey,  
Ellis W. Morton,  
Edwin Mudge,  
John Perley,  
Simeon Perkins,  
George Phipps,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Moses Pool,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Wm. H. Reynard,  
Eleazer Richmond,  
John H. Robinson,  
Joseph Ross,  
George Sanford,  
Charles L. Shaw,  
Iram Smith,  
Edwin N. Snow,  
Henry Souther,  
Edward S. Stebbins,  
John K. Tarbox,  
James G. Tewksbury,  
Jacob P. Towne,  
Mason Van Dusen,  
William H. Waitt,  
A. G. Walker,  
Royal S. Warren,  
Willard Wheeler,  
Rufus A. White,  
Charles W. Wilder,  
John A. Wiley,  
Joel B. Williams,  
James B. Wood,  
P. Ambrose Young.

Yeas, 113; Nays, 73.

ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
Wm. F. Arnold,  
William Barker, Jr.,  
Ezra P. Brownell,  
Wm. H. Burbeck,  
Jonas A. Champney,  
Philo Chapin,  
Charles W. Chase,  
Henry H. Cook,  
Alanson Crittenden,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Silas Dunton,  
Charles H. Fiske,  
John D. Flagg,  
Dudley Foster,  
James A. Fox,  
James B. Francis,  
Josiah Gates,  
Noah M. Gaylord,  
Delano A. Goddard,  
Samuel H. Gould,  
J. Otis Hale,  
George W. Heywood,  
Solomon H. Howe,  
Harvey Jewell, (Speaker,)  
William D. Jones,

Messrs. Wm. W. Kellogg,  
James F. Mansfield,  
John McDuffie,  
Wallace McFarland,  
William Mixter,  
Nathaniel C. Nash,  
John P. Ordway,  
Weaver Osborn,  
Thomas Parsons,  
Edward H. Pierce,  
Henry S. Porter,  
Ensign B. Rogers,  
John Severson,  
Henry Shortle,  
Oliver W. Smith,  
Newell A. Thompson,  
Prescott A. Thompson,  
John M. Tobin,  
S. K. Towle,  
George E. Towne,  
Levi Wallace,  
George Walker,  
Eben N. Wardwell,  
William Whiting,  
George F. Williams,  
J. W. F. Willson.

And the bill was passed and signed and sent to the Senate. Bills passed.

Engrossed bill to authorize cities and towns to dispose of liquors in the hands of city and town agents, (which originated in the Senate,) was passed to be enacted and signed and sent to the Senate.

Engrossed resolves:

Fixing the compensation of members of the Legislature, the Chaplains, the members of the Executive Council, and of the Assistant-Clerks of the Legislature;

In relation to the door-keepers, messengers and pages of the Senate and House of Representatives;

(Which severally originated the House of Representatives;)

In addition to a resolve concerning improvements and repairs of the state house;

(Which originated in the Senate;)

Were severally passed and signed and sent to the Senate.

Adjourned, until 2½ o'clock, P. M.



## AFTERNOON SESSION.

Met according to adjournment.

Fire dis-  
tricts.

On motion of Mr. Howland of Lynn, the bill providing for the dismemberment or dissolution of fire districts, was taken from the table, and the vote whereby it was passed to be enacted having been reconsidered, the bill was amended and sent to the Senate for concurrence with the amendment. And afterwards, the Senate having concurred, and the bill having been engrossed, it was passed to be enacted and signed and sent to the Senate.

Melrose and  
S. Reading  
Horse R. R.

On motion of Mr. Towne of Fitchburg, the vote by which the bill in addition to an act to incorporate the Melrose and South Reading Horse Railroad Company was rejected, was reconsidered, and the question coming on ordering the bill to a third reading, it was again rejected.

Bills passed.

Engrossed bills:

In relation to the election of special commissioners for the county of Suffolk, under the act to regulate the sale of intoxicating liquors;

In further addition to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed and sent to the Senate.

*Paper from the Senate.*

Supplement-  
ary tunnel  
bill.

The bill supplemental to an act in addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, came from the Senate, that branch having amended the same by adding the following new section:

"The work of constructing said tunnel may be let in one or more sections, provided that the amount to be paid for constructing all of said sections shall not exceed five millions of dollars."

Also, by striking out one hundred and fifty thousand, and inserting two hundred and fifty thousand, in section 3, (in the sum which may be expended prior to October 1st,) and by adding after liabilities the words "and prosecuting the work on the tunnel."

Also, by adding a new section, making the act take effect upon its passage.

The question being on the first amendment, Mr. Morton of Boston moved that the House non-concur.

And on his motion, the yeas and nays were ordered,

And the roll being called, there were one hundred and two yeas and ninety nays, as follows :

## YEAS.

Messrs. Levi A. Abbott,  
John Quincy Adams,  
George E. Allen,  
Samuel Appleton,  
John H. Bangs,  
Irving Bates,  
Morton V. Bonney,  
Charles Bradley,  
Ralph S. Brown,  
John R. Bullard,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Heman B. Chase,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Lament B. Corbin,  
Joseph W. Cornell,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
David Cushing, 2d,  
Richard H. Dana, Jr.,  
Charles H. Drew,  
Moses Farnum,  
Stephen C. Felton,  
Ezra H. Flagg,  
James T. Ford,  
Charles A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Roscoe W. Gage,  
Delano A. Goddard,  
Levi S. Gould,  
Samuel H. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
Joseph H. Hathaway,  
Tilly Haynes,  
George M. Hobbs,  
Alvah Holway,  
John A. Hughes,

Messrs. Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
William A. King,  
William Knowlton,  
Augustus Lane,  
John Lee,  
James L. Locke,  
Joseph B. Lombard,  
Willard Mann,  
John Manson,  
Murdock Matheson,  
John McDuffie,  
Isaac H. Meserve,  
Amasa C. Morse,  
Ellis W. Morton,  
Henry Newton,  
Weaver Osborn,  
John Perley,  
Simeon Perkins,  
Edward H. Pierce,  
Henry E. Pond,  
Moses Pool,  
Joseph S. Potter,  
Benjamin Proctor,  
William H. Reynard,  
Eleazer Richmond,  
Joseph Ross,  
John Runey,  
George Sanford,  
William R. Sessions,  
Charles L. Shaw,  
Henry Shortle,  
Iram Smith,  
John J. Smith,  
Walter S. Sprague,  
Isaac H. Stearns,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
James G. Tewksbury,  
S. K. Towle,

Messrs. Charles R. Train,  
Mason Van Dusen,  
William H. Waitt,  
A. G. Walker,  
Royal S. Warren,  
Willard Wheeler,  
Charles W. Wilder,  
John A. Wiley,

Messrs. Joel B. Williams,  
Nathan S. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
J. H. Wood,  
James B. Wood,  
George W. Woodwell,  
James S. Woodworth.

#### NAYS.

Messrs. Rufus Adams,  
Henry Bassett,  
P. A. Beaman,  
Hugh R. Bean,  
C. C. Bixby,  
Charles H. Blanchard,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Oliver H. P. Brown,  
William H. Burbeck,  
Hodgdon F. Buzzell,  
Thomas H. Carruth,  
Philo Chapin,  
Henry H. Cook,  
George P. Cox,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Thomas J. Fay,  
John D. Flagg,  
Dudley Foster,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Noah M. Gaylord,  
David D. Hart,  
James A. Hervey,  
Charles Heywood,  
Daniel Howard,  
William Howland,  
Lewis S. Judd,  
William W. Kellogg,  
Dexter S. King,  
Charles J. Kittredge,  
Howard M. Lane,  
Edward H. Lathrop,  
Joseph Leavitt,  
Roger H. Leavitt,  
Job M. Leonard,  
John Livermore,

Messrs. Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixer,  
Frederick A. Morey,  
Edwin Mudge,  
Dan Packard,  
Thomas Parsons,  
George H. Peirson,  
George Phipps,  
Jonathan Pierce,  
George W. Potter,  
Nathan P. Pratt,  
Caleb Rand,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Jeremiah A. Rich,  
Otis Rich,  
John H. Robinson,  
Ensign B. Rogers,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Hiram S. Shurtleff,  
Oliver W. Smith,  
Edwin N. Snow,  
Henry Souther,  
Charles Stanwood,  
Edward S. Stebbins,  
John W. Stevens,  
Shepherd Thayer,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Eden Wadsworth,  
Horace Ward,  
Eben N. Wardwell,  
Francis W. Warren,

Messrs. Thomas S. Waters,  
Lory S. Watson,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,

Messrs. Daniel H. Whitney,  
Benjamin J. Williams,  
Warren Williams,  
William H. P. Wright,  
P. Ambrose Young.

Yeas, 102; Nays, 90.

#### ABSENT OR NOT VOTING.

Messrs. E. Watson Arnold,  
William F. Arnold,  
William Barker, Jr.,  
William G. Bates,  
Charles Bird, Jr.,  
Willard Blackinton,  
William B. Brown,  
Ezra P. Brownell,  
Charles W. Chase,  
Henry M. Clarke,  
Thomas Cunningham,  
Francis E. Cushing,  
George K. Daniell,  
Leander S. Daniels,  
Jeremy B. Dennett,  
Silas Dunton,  
Charles H. Fiske,  
James A. Fox,  
James B. Francis,  
Thomas J. Gargan,  
Josiah Gates,  
J. Otis Hale,  
Charles A. Hewins,  
George W. Heywood,

Messrs. Noble H. Hill,  
Anson P. Hooker,  
Solomon H. Howe,  
Harvey Jewell, (Speaker),  
Richmond Kingman,  
George H. Long,  
James F. Mansfield,  
Nathaniel C. Nash,  
John P. Ordway,  
Thomas F. Plunkett,  
Henry S. Porter,  
John Severson,  
Lemuel B. Simmons,  
Newell A. Thompson,  
Hubbard W. Tilton,  
John M. Tobin,  
Jacob P. Towne,  
Levi Wallace,  
George Walker,  
William Whiting,  
George F. Williams,  
Charles Wing,  
Charles W. Worcester.

And the House non-concurred.

Mr. Train of Boston moved that the House concur in the second amendment striking out \$150,000, and inserting \$250,000; but the motion was rejected, 91 to 95. The other amendment in the same section was non-concurred in.

And the new section was concurred in, and the bill was returned to the Senate.

On motion of Mr. Stanwood of Roxbury, a message was sent to the Governor, and Mr. Stanwood was charged there-with, requesting him to return to the House the resolve in addition to a resolve in relation to improvements and repairs of the state house.

And afterwards, Mr. Stanwood, having performed the duty assigned to him, returned the bill to the House.

And the vote whereby it was passed having been recon-

sidered, the resolve was amended, and sent to the Senate for concurrence in the amendment.

On motion of Mr. Rich of Boston, it was

Hour of  
meeting.

*Ordered*, That when the House adjourns, it adjourn to meet at 11, A. M., to-morrow.

*Paper from the Senate.*

Supplement-  
ary tunnel  
bill.

The bill supplemental to an act in addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, came from the Senate, that branch having insisted on the amendments disagreed to by the House, and having appointed Messrs. Bowerman, Schouler and Gaston a committee of conference on the subject-matter of difference.

The House voted, on motion of Mr. Morton, to insist, and Messrs. Jackman of Newburyport, Train of Boston, and Morton of Boston, were appointed a committee of conference on the part of the House.

Adjourned.

THURSDAY, June 11, 1868.

Met according to adjournment.

Berkshire  
courts.

On motion of Mr. Plunkett of Pittsfield, the bill in addition to an act to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes, was taken from the table, and amended, and passed to be engrossed, and sent up for concurrence.

*Paper from the Senate.*

Supplement-  
ary tunnel  
bill.

The report of the committee of conference on the bill supplemental to an act in further addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel, came from the Senate, having been accepted by that branch, and was accepted in concurrence. The committee recommended that the Senate recede from its first amendment, inserting a new section, and the House recede from its non-concurrence in the amendments to section 3. And the bill was amended accordingly.

Bills passed.

Engrossed bill providing for the dissolution or dismemberment of fire districts in certain cases, (which originated in the House of Representatives,) was passed to be enacted and signed and sent to the Senate.

Engrossed resolve in addition to a resolve in relation to improvements and repairs at the state house, (which originated in the House of Representatives,) was passed, and signed, and sent to the Senate.

Mr. Parsons of Brookline, from the committee on Har- Title to state, &c.  
bors, to whom was referred the opinion of the Attorney-General relative to chapter 324 of the acts of 1867, reported that no legislation is necessary thereon. The report was considered and accepted, and sent up for concurrence.

*Paper from the Senate.*

Bill to incorporate the Maverick Bridge Company, came from the Senate, with a message from the Governor containing his objections thereto, and with an endorsement that the bill had been passed by the Senate, the said objections to the contrary notwithstanding. And the question being Shall the bill pass, notwithstanding the objections? Mr. Pond of Franklin moved the previous question, but the motion was rejected. Maverick Bridge vetoed.

After debate, on motion of Mr. Tompkins of Boston, the bill was laid upon the table.

Engrossed bills:

Bills passed.

Concerning the taxing of bank shares;

In addition to an act to establish the county seat of the county of Berkshire at Pittsfield, and for other purposes;

Supplemental to an act in addition to an act providing for the more speedy completion of the Troy and Greenfield Railroad and Hoosac Tunnel;

(Which severally originated in the House of Representatives;)

Were severally passed to be enacted, and signed, and sent to the Senate.

On motion of Mr. Seaver of Roxbury,—

*Ordered*, That when the House adjourns, it adjourn to meet at 2½, P. M. Hour of meeting.

Adjourned.

AFTERNOON SESSION.

Met according to adjournment.

On motion of Mr. Tompkins of Boston the bill to incorporate the Maverick Bridge Company, was taken from the table. Maverick Bridge.

After further debate, on motion of Mr. Morton of Boston, the previous question was ordered.

And the question being again stated, Shall the bill pass, notwithstanding the objections of His Excellency?

The roll was called, and there were one hundred and seventeen yeas and fifty-seven nays, as follows:

## YEAS.

Messrs. Rufus Adams,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Albert Blood,  
George E. Bridges,  
Ralph S. Brown,  
William B. Brown,  
Wm. H. Burbeck,  
Hodgdon F. Buzzell,  
Philo Chapin,  
Linus M. Child,  
Patrick A. Collins,  
Benjamin F. Cook,  
Henry H. Cook,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
David Cushing, 2d,  
George K. Daniell,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
John D. Flagg,  
James T. Ford,  
Dudley Foster,  
Charles A. Fox,  
Andrew J. Freeman,  
Samuel Freeman,  
Josiah O. Friend,  
Samuel T. Field,  
Thomas J. Field,  
Thomas J. Gargan,  
Noah M. Gaylord,  
Levi S. Gould,  
Josiah S. Hammond,  
Abraham G. Hart,  
David D. Hart,  
James A. Hervey,  
George W. Heywood,

Messrs. Daniel Howard,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
Wm. W. Kellogg,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Lee,  
Joseph B. Lombard,  
Willard Mann,  
James F. Mansfield,  
Wallace McFarland,  
William McFarlin,  
Leonard McKenzie,  
William Mixter,  
Amasa C. Morse,  
Ellis W. Morton,  
Edwin Mudge,  
John P. Ordway,  
Dan Packard,  
George H. Peirson,  
John Perley,  
Edward H. Pierce,  
Jonathan Pierce,  
Thomas F. Plunkett,  
Henry E. Pond,  
George W. Potter,  
Nathan P. Pratt,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Otis Rich,  
Joseph Ross,  
Edward H. R. Ruggles,  
Otis T. Ruggles,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
Hiram S. Shurtleff,  
John J. Smith,  
Oliver W. Smith,  
Charles Stanwood,

Messrs. Edward S. Stebbins,  
John W. Stevens,  
Walter B. Studley,  
John K. Tarbox,  
James G. Tewksbury,  
Shepherd Thayer,  
Prescott A. Thompson,  
Dexter A. Tompkins,  
George E. Towne,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Eben N. Wardwell,  
Royal S. Warren,  
Sydney F. Whitehouse,

Messrs. Daniel H. Whitney,  
Charles W. Wilder,  
Benjamin J. Williams,  
George F. Williams,  
Nathan S. Williams,  
J. W. F. Willson,  
Joseph Wilson,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
James S. Woodworth,  
Charles W. Worcester,  
Wm. H. P. Wright,  
P. Ambrose Young.

NAYS.

Messrs. John Quincy Adams,  
George E. Allen,  
Samuel Appleton,  
E. Watson Arnold,  
William Barker, Jr.,  
Irving Bates,  
Willard Blackinton,  
Morton V. Bonney,  
Charles Bradley,  
Oliver H. P. Brown,  
John R. Bullard,  
Thomas H. Carruth,  
Heman B. Chase,  
Lament B. Corbin,  
Seth Crowell,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
Jeremy B. Dennett,  
Moses Farnum,  
Esra H. Flagg,  
Frederick W. Field,  
Delano A. Goddard,  
Joseph H. Hathaway,  
Tilly Haynes,  
Charles A. Hewins,  
John A. Hughes,  
William A. King,  
Charles J. Kittredge,  
William Knowlton,

Messrs. Augustus Lane,  
George H. Long,  
John McDuffie,  
Weaver Osborn,  
Thomas Parsons,  
George Phipps,  
Benjamin Proctor,  
Jeremiah A. Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
John Runey,  
William R. Sessions,  
William Sherburne,  
Lemuel B. Simmons,  
Iram Smith,  
Edwin N. Snow,  
Walter S. Sprague,  
Isaac H. Stearns,  
S. K. Towle,  
Charles R. Train,  
A. G. Walker,  
Francis W. Warren,  
Thomas S. Waters,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
John A. Wiley,  
Joel B. Williams.



## ABSENT OR NOT VOTING.

Messrs. Levi A. Abbott,  
 Wm. F. Arnold,  
 John H. Bangs,  
 Henry Bassett,  
 Charles H. Blanchard,  
 Ezra P. Brownell,  
 Dennis Cawley, Jr.,  
 Jonas A. Champney,  
 Charles W. Chase,  
 Henry M. Clarke,  
 Joseph W. Cornell,  
 Thomas Cunningham,  
 Leander S. Daniels,  
 Thomas J. Fay,  
 Stephen C. Felton,  
 Charles H. Fiske,  
 James A. Fox,  
 James B. Francis,  
 Roscoe W. Gage,  
 Josiah Gates,  
 Samuel H. Gould,  
 J. Otis Hale,  
 Charles Heywood,  
 Noble H. Hill,  
 George M. Hobbs,  
 Alvah Holway,  
 Anson P. Hooker,  
 Solomon H. Howe,  
 William Howland,  
 Harvey Jewell, (Speaker,)  
 Lewis S. Judd,  
 Dexter S. King,  
 Richmond Kingman,

Messrs. Edward H. Lathrop,  
 Job M. Leonard,  
 John Livermore,  
 James L. Locké,  
 John Manson,  
 Murdock Matheson,  
 Isaac H. Meserve,  
 Frederick A. Morey,  
 Nathaniel C. Nash,  
 Henry Newton,  
 Simeon Perkins,  
 Moses Pool,  
 Henry S. Porter,  
 Joseph S. Potter,  
 Caleb Rand,  
 Wm. H. Reynard,  
 John H. Robinson,  
 John Severson,  
 Charles L. Shaw,  
 Henry Souther,  
 John H. Swain,  
 Newell A. Thompson,  
 Hubbard W. Tilton,  
 John M. Tobin,  
 Jacob P. Towne,  
 Levi Wallace,  
 George Walker,  
 Horace Ward,  
 Lory S. Watson,  
 William Whiting,  
 Warren Williams,  
 James B. Wood.

And two-thirds of the members present having approved the bill, in concurrence with the Senate, it was passed, notwithstanding the objections of the Governor, and was declared to have the force of a law.

Mr. Mixter of Hardwick being in the chair,

Mr. Adams of Quincy offered the following resolution:

Thanks to  
 the Speaker.

*Resolved*, That we, the members of the House of Representatives, profoundly sensible of the gracious courtesy, high ability and judicial impartiality which have invariably distinguished the Hon. Harvey Jewell in the discharge of his official duties as Speaker of this House, do hereby present to him our hearty and respectful thanks for his unwearied efforts to promote a prompt and exact execution of the public business, and maintain the most cordial rela-

tions with the members of this House; and we offer him our sincere congratulations upon the gratifying success of his arduous and faithful public service as Speaker of this House.

After remarks from several of the members, the resolution was unanimously adopted, all the members rising when the affirmative of the question was put.

And the resolution being handed to the Speaker, he resumed the chair and made a response thereto.

On motion of Mr. Tarbox of Lawrence,—

*Resolved*, That this body gratefully recognizes the fidelity, courtesy and accommodating spirit with which the Clerk of the House and the Sergeant-at-Arms, and their several assistants, have performed their respective official duties during the present session of the Legislature, and tenders to each of these officers the cordial assurance of personal esteem and good will.

Thanks to the Clerk and Sergeant-at-Arms and their assistants.

On motion of Mr. Train of Boston it was ordered that a committee of five, with such as the Senate may join, be appointed to wait upon his Excellency and inform him that the two branches of the Legislature have finished all business before them, that they will be ready to ask to be prorogued whenever they shall be informed that His Excellency has passed upon all bills or resolves laid before him for his revision.

Message to the Governor.

Messrs. Train, Wilder of Boston, Mixer of Hardwick, Hervey of Medford, and Field of Northfield, were appointed as the committee. Sent up to be joined.

Afterwards, Mr. Train, from the committee, reported that the joint committee of the two Houses had waited upon His Excellency and delivered to him their communication, and that His Excellency was pleased to say that he should remain in the rooms of the executive department ready to prorogue the Legislature whenever at any time it might be desired by the two Houses, according to the provisions of the constitution.

Reply.

Mr. Sessions of Wilbraham moved that a committee of five be appointed, with such as the Senate may join, to wait upon the Governor and inform him that the two Houses are ready to be prorogued to the Tuesday next preceding the first Wednesday of January next. The motion was rejected.

Proposed message to the Governor rejected.

On motion of Mr. Dana of Cambridge the House voted to meet to-morrow, at 11, A. M.

Hour of meeting.

On motion of Mr. Howland of Lynn,—

Order of inquiry as to the condition of bills passed.

*Ordered*, that the Secretary of the Commonwealth be requested to communicate to the House whether all bills and resolves which have been enacted have been laid before His Excellency the Governor for his revisal; and whether the same have been approved by him; and if any have not been approved by him, or returned to the Legislature with his objections, to inform the House what the titles of such bills or resolves may be, and when the bills or resolves were laid before His Excellency.

Pay roll.

Mr. Gargan of Boston offered an order for the making up of the pay roll to include Monday, the 15th inst., and at his request it was laid over until to-morrow.

East Boston Ferry.

On motion of Mr. Train of Boston, a message was sent to the Governor requesting him to return to the House the bill concerning the East Boston Ferry Company, and Mr. Train was charged with the message.

And afterwards, having performed the duty assigned to him, Mr. Train returned the bill to the House.

And the vote by which the bill was enacted was reconsidered, and the bill was amended and sent to the Senate for concurrence in the amendment.

The following communication was received from the Secretary of the Commonwealth, addressed to the Speaker:

SECRETARY'S DEPARTMENT, BOSTON, June 11, 1868.

SIR:—In compliance with an order of the House of Representatives, of the 11th inst., requiring information concerning bills and resolves which have been laid before His Excellency the Governor, I have the honor to reply that all bills and resolves which have been enacted during the present session have been laid before His Excellency the Governor, and that all of said bills and resolves have been signed by him and returned to this department, or returned to the Legislature with his objections thereto, or have the effect of law, not having been signed or returned by him within five days after having been laid before him, except the following:

An act to repeal the eighty-seventh chapter of the acts of the year eighteen hundred and fifty-two, authorizing the Hartford and New Haven Railroad Company to increase its capital stock, which was laid before His Excellency on the 8th instant.

An act concerning the East Boston Ferry Company, which was laid before him on the 9th instant, and which I am informed has been returned to the House of Representatives at their request.

And a resolve in addition to a resolve concerning the improvements and repairs of the state house, which was laid before him on the 10th instant.

Very respectfully,

OLIVER WARNER,

*Secretary of the Commonwealth.*

The communication from the Secretary was laid upon the table.

Adjourned.

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FRIDAY, June 12, 1868.

Met according to adjournment.

The order for making up the pay roll to include Monday, Pay roll. the 15th, was adopted.

On motion of Mr. Mixter of Hardwick, the committee on Finance was instructed to report a bill making the additional appropriations rendered necessary by the unexpected prolongation of the session. Appropriation bill.

Mr. Parsons of Brookline, from the committee under this order, reported a bill supplementary to an act making appropriations to meet certain expenditures authorized the present year, and for other purposes, which, under a suspension of rules, was read three times, and passed to be engrossed, and sent up for concurrence.

Engrossed bill concerning the East Boston Ferry Com- Bill passed. pany, (which originated in the House of Representatives,) having been re-engrossed after being amended by the two houses, was passed to be enacted, and signed, and sent to the Senate.

Adjourned.

#### AFTERNOON SESSION.

Met according to adjournment.

Engrossed bill supplementary to an act in further addition to an act making appropriations, &c., (which originated in the House of Representatives,) was passed to be enacted, and signed, and sent to the Senate. Bill passed.

#### *Paper from the Senate.*

Bill repealing a part of the 87th chapter of the acts of the year 1852, came from the Senate with a message from the Governor containing his objections thereto, and with an Hartford and New Haven R. R. bill—vetoed.

endorsement that the bill had been passed by the Senate, the objections to the contrary notwithstanding.

And the question was stated, Shall the bill pass, notwithstanding the objections?

After debate,

The roll was called, and there were one hundred and fifty-five yeas and thirty-four nays, as follows:

YEAS.

Messrs. Levi A. Abbott,  
Rufus Adams,  
George E. Allen,  
Samuel Appleton,  
Henry Bassett,  
Irving Bates,  
William G. Bates,  
P. A. Beaman,  
Hugh R. Bean,  
Charles Bird, Jr.,  
C. C. Bixby,  
John C. Blasdel,  
Charles Bradley,  
George E. Bridges,  
Oliver H. P. Brown,  
Ralph S. Brown,  
William B. Brown,  
John R. Bullard,  
William H. Burbeck,  
Dennis Cawley, Jr.,  
Jonas A. Champney,  
Philo Chapin,  
Heman B. Chase,  
Patrick A. Collins,  
Henry H. Cook,  
Lament B. Corbin,  
George P. Cox,  
Orlando B. Crane,  
Alanson Crittenden,  
Seth Crowell,  
Thomas Cunningham,  
David Cushing, 2d,  
Francis E. Cushing,  
Richard H. Dana, Jr.,  
Curtis Davis,  
Thaddeus K. DeWolf,  
Charles H. Drew,  
Silas Dunton,  
Moses Farnum,  
Thomas J. Fay,  
John D. Flagg,

Messrs. James T. Ford,  
Dudley Foster,  
James B. Francis,  
Andrew J. Freeman,  
Frederick W. Field,  
Samuel T. Field,  
Thomas J. Field,  
Roscoe W. Gage,  
Thomas J. Gargan,  
Josiah Gates,  
Noah M. Gaylord,  
Levi S. Gould,  
Samuel H. Gould,  
Abraham G. Hart,  
David D. Hart,  
Joseph H. Hathaway,  
James A. Hervey,  
Charles Heywood,  
Daniel Howard,  
William Howland,  
John A. Hughes,  
Edward A. Hulbert,  
J. R. Huntington,  
George W. Jackman, Jr.,  
William D. Jones,  
Lewis S. Judd,  
William W. Kellogg,  
William A. King,  
Richmond Kingman,  
William Knowlton,  
Augustus Lane,  
Howard M. Lane,  
Joseph Leavitt,  
Roger H. Leavitt,  
John Lee,  
Job M. Leonard,  
John Livermore,  
James L. Locke,  
George H. Long,  
Willard Mann,  
James F. Mansfield,

Messrs. John McDuffie,  
Wallace McFarland,  
Leonard McKenzie,  
Frederick A. Morey,  
Amasa C. Morse,  
Edwin Mudge,  
Henry Newton,  
John P. Ordway,  
Weaver Osborn,  
Dan Packard,  
John Perley,  
Simeon Perkins,  
Jonathan Pierce,  
Henry E. Pond,  
George W. Potter,  
Joseph S. Potter,  
Nathan P. Pratt,  
Benjamin Proctor,  
Caleb Rand,  
Henry S. Ranney,  
Alvah Raymond, Jr.,  
Jeremiah A. Rich,  
Otis Rich,  
Eleazer Richmond,  
Ensign B. Rogers,  
Joseph Ross,  
Edward H. R. Ruggles,  
John Runey,  
George Sanford,  
Wm. Seaver, of Ashland,  
Wm. Seaver, of Roxbury,  
William Sherburne,  
Henry Shortle,  
Lemuel B. Simmons,  
John J. Smith,  
Oliver W. Smith,  
Henry Souther,

Messrs. Charles Stanwood,  
Isaac H. Stearns,  
John W. Stevens,  
Walter B. Studley,  
John H. Swain,  
John K. Tarbox,  
John M. Tobin,  
Dexter A. Tompkins,  
S. K. Towle,  
George E. Towne,  
Jacob P. Towne,  
Charles R. Train,  
Mason Van Dusen,  
Eden Wadsworth,  
William H. Waitt,  
Eben N. Wardwell,  
Francis W. Warren,  
Royal S. Warren,  
Thomas S. Waters,  
Lory S. Watson,  
Willard Wheeler,  
Rufus A. White,  
Windsor N. White,  
Sydney F. Whitehouse,  
William Whiting,  
Daniel H. Whitney,  
Charles W. Wilder,  
John A. Wiley,  
Benjamin J. Williams,  
Nathan S. Williams,  
Joseph Wilson,  
Charles Wing,  
J. H. Wood,  
George W. Woodwell,  
Charles W. Worcester,  
P. Ambrose Young.

NAYS.

Messrs. John H. Bangs,  
Willard Blackinton,  
Charles H. Blanchard,  
Morton V. Bonney,  
Linus M. Child,  
Benjamin F. Cook,  
Joseph W. Cornell,  
Jeremy B. Dennett,  
Stephen C. Felton,  
Charles A. Fox,  
James A. Fox,  
Tilly Haynes,

Messrs. Alvah Holway,  
Dexter S. King,  
Charles J. Kittredge,  
Joseph B. Lombard,  
John Manson,  
George H. Peirson,  
Edward H. Pierce,  
Thomas F. Plunkett,  
William H. Reynard,  
William R. Sessions,  
Charles L. Shaw,  
Iram Smith,

Messrs. Walter S. Sprague, Edward S. Stebbins, James G. Tewksbury, Prescott A. Thompson, George F. Williams,	Messrs. Joel B. Williams, Warren Williams, J. W. F. Willson, James S. Woodworth, William H. P. Wright.
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Yeas, 155 ; Nays, 34.

#### ABSENT OR NOT VOTING.

Messrs. John Quincy Adams, E. Watson Arnold, William F. Arnold, William Barker, Jr., Albert Blood, Ezra P. Brownell, Hodgdon F. Buzzell, Thomas H. Carruth, Charles W. Chase, Henry M. Clarke, George K. Daniell, Leander S. Daniels, Charles H. Fiske, Ezra H. Flagg, Samuel Freeman, Josiah O. Friend, Delano A. Goddard, J. Otis Hale, Josiah S. Hammond, Charles A. Hewins, George W. Heywood, Noble H. Hill, George M. Hobbs, Anson P. Hooker, Solomon H. Howe,	Messrs. Harvey Jewell, (Speaker), Edward H. Lathrop, Murdock Matheson, William McFarlin, Isaac H. Meserve, William Mixter, Ellis W. Morton, Nathaniel C. Nash, Thomas Parsons, George Phipps, Moses Pool, Henry S. Porter, John H. Robinson, Otis T. Ruggles, John Severson, Hiram S. Shurtleff, Edwin N. Snow, Shepherd Thayer, Newell A. Thompson, Hubbard W. Tilton, Levi Wallace, A. G. Walker, George Walker, Horace Ward, James B. Wood.
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And two-thirds of the members present having approved the bill, in concurrence with the Senate, it was passed, notwithstanding the objections of the Governor, and was declared to have the force of a law.

On motion of Mr. Bates of Westfield,—

*Ordered*, That the Secretary of the Commonwealth be directed to furnish to Drs. John Ware, S. D. Townsend, Samuel G. Howe, S. Cabot, Jr., R. M. Hodges, George H. Lyman, William J. Dale, George H. Gay, Samuel L. Abbott and R. W. Hooper, and to the families of Drs. George Hayward, J. Mason Warren and John C. Dalton, deceased—members of the Massachusetts Medical Commission during the war—each one copy of Schouler's History of Massachusetts in the Rebellion.

On motion of Mr. McDuffie of Cambridge, the order for making up the pay-roll to Monday was reconsidered, and the committee on the Pay Roll was ordered to make it up to include Saturday, the 13th, only. Pay roll.

Mr. McDuffie, from the committee on the Pay Roll, afterwards reported the schedule, with an order for the payment, the whole amount being one hundred and ninety-eight thousand dollars, and it was passed, and signed by the Speaker, and sent to the treasury.

On motion of Mr. Dana of Cambridge,—

*Ordered*, That a committee of five members of the House, with such as the Senate may join, be appointed, to wait upon the Governor and inform him that the two branches have passed upon all the public business necessary to be acted on at the present session, and to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next. Prorogation.

And Messrs. Dana, DeWolf of Chester, Bates of Westfield, Seaver of Roxbury, and King of Rehoboth were appointed the committee. Sent up to be joined.

And Mr. Dana, from the committee, afterwards reported that they had discharged this duty, and that His Excellency was pleased to say, that with the consent of the Council, he would comply with the request of the two branches; and further, that he congratulated them on the termination of their protracted session, and wished the members a happy and safe return to their respective homes, and to a just appreciation of their public services.

And at 4½ o'clock, P. M., the Secretary of the Commonwealth was announced, with a message from the Governor, stating that he had approved 352 acts and 67 resolves, and that in accordance with the request of the two houses, and by the consent of the Council, it was his pleasure to prorogue the General Court to the Tuesday next preceding the first Wednesday of January next.

And the General Court is prorogued accordingly.

And the General Court having been prorogued, the members of the House separated.





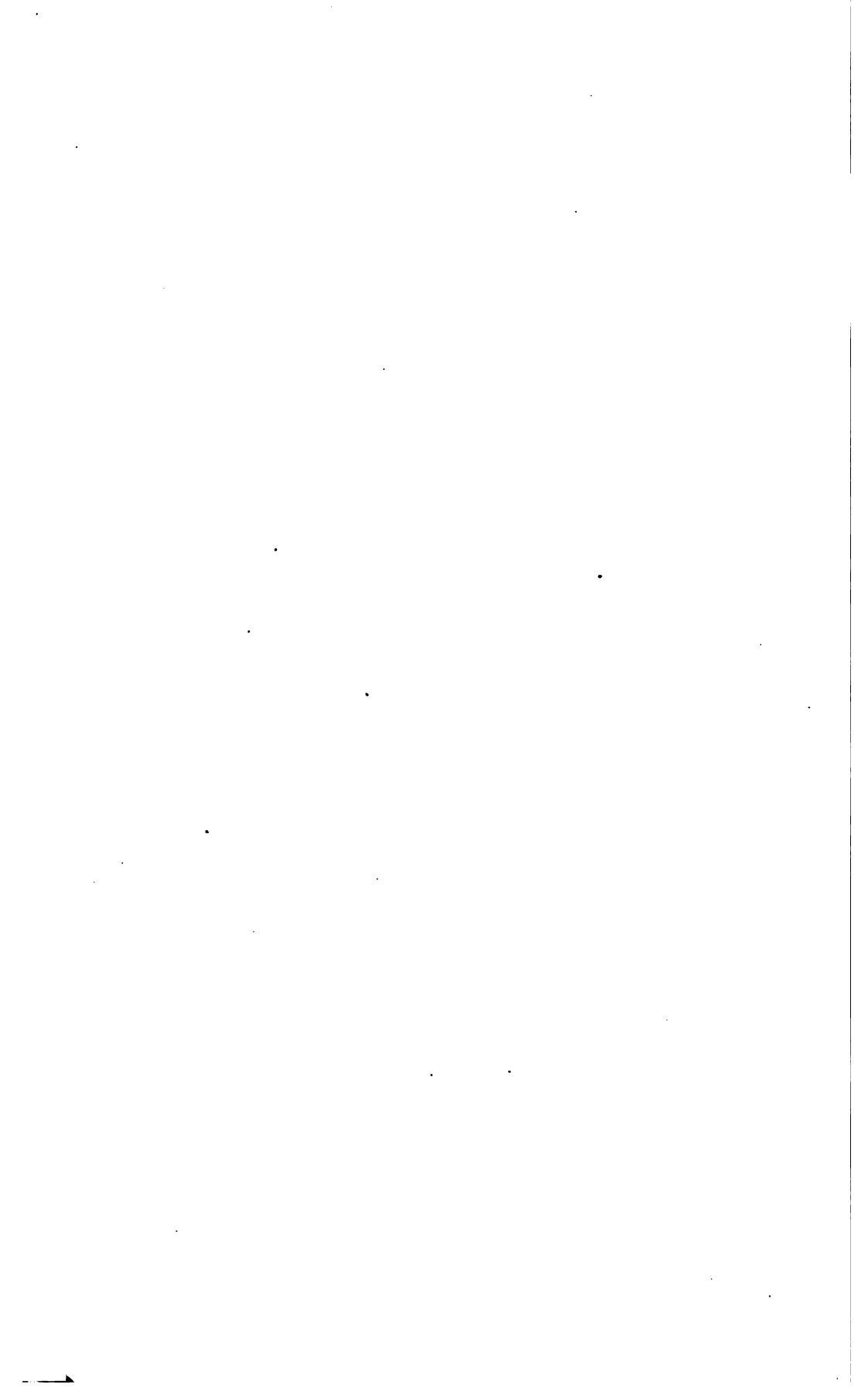
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## APPENDIX.

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[No. 1.]

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ANNUAL REGISTER

OF THE

EXECUTIVE AND LEGISLATIVE DEPARTMENTS

OF THE

Government of Massachusetts.

1868.

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## EXECUTIVE DEPARTMENT.

NAME AND OFFICE.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in office.
Alexander H. Bullock, <i>Governor</i> , . . .	Worcester, .	Mar. 2, 1816,	Royalston, .	Lawyer, .	1866.
William Claflin, <i>Lieutenant-Governor</i> , . . .	Newton, .	Mar. 6, 1818,	Milford, .	Merchant, .	1866.
John S. Brayton, <i>Councillor</i> , District, 1, . . .	Fall River, .	Dec. 3, 1826,	Swansea, .	Farmer, .	1866.
Charles Endicott, " 2, . . .	Canton, .	Oct. 28, 1822,	Canton, .	Lawyer, .	1851.
A. K. P. Welch, " 3, . . .	Cambridge, .	Feb. 20, 1825,	Monmouth, Me., .	Printer, .	1868.
Peter Harvey, " 4, . . .	Boston, .	July 10, 1810,	Barnet, Vt., .	Merchant, .	1868.
Roland G. Usher, " 5, . . .	Lynn, .	Jan. 6, 1828,	Medford, .	Mayor, .	1868.
Thomas Talbot, " 6, . . .	Billerica, .	Sept. 7, 1818,	Cambridge, N. Y., .	Manufacturer, .	1865.
Charles Adams, Jr., " 7, . . .	N. Brookfield, .	Jan. 31, 1810,	Antrim, N. H., .	- - -	1867.
Horatio G. Knight, " 8, . . .	Easthampton, .	Mar. 24, 1819,	Easthampton, .	Manufacturer, .	1868.
Augustus G. Bullock, <i>Governor's Private Secretary</i> , . . .	Worcester, .	June 2, 1847,	Enfield, Conn., .	- - -	1868.
Oliver Warner, <i>Secretary of State</i> , . . .	Northampton, .	April 17, 1818,	Northampton, .	- - -	1858.
C. W. Lovett, <i>1st Clerk</i> , . . .	Boston, .	Dec. 15, 1802,	Boston, .	Clerk, .	1855.
B. C. Piper, <i>2d Clerk</i> , . . .	Boston, .	Jan. 10, 1828,	Portsmouth, N. H., .	Clerk, .	1867.
Jacob H. Loud, <i>Treasurer</i> , . . .	Plymouth, .	Feb. 6, 1802,	Hingham, .	Lawyer, .	1853.
D. H. Rogers, <i>1st Clerk</i> , . . .	Broomline, .	Aug. 2, 1815,	Alton, N. H., .	Clerk, .	1852.
A. Harmon, <i>2d Clerk</i> , . . .	Malden, .	Sept. 28, 1808,	Scarboro', Me., .	Merchant, .	1862.
Joshua Phippen, <i>Cashier</i> , . . .	Salem, .	Dec. 17, 1812,	Salem, .	Merchant, .	1862.

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Stephen B. Smith,	Lowell,	Feb. 3, 1849,	Lowell,	Clerk,	1864.
David Wilder, <i>Aliment Commissioner,</i>	Boston,	April 19, 1809,	Leominster,	Merchant,	1862.
Henry S. Briggs, <i>Auditor,</i>	Pittsfield,	Aug. 1, 1824,	Lanesborough,	Lawyer,	1866.
Julius L. Clarke, <i>1st Clerk,</i>	W. Newton,	Nov. 11, 1813,	Portland, Ct.,	Editor,	1859.
Edward S. Davis, <i>2d Clerk,</i>	Lynn,	June 22, 1810,	Lynn,	Accountant,	1838.
Charles Allen, <i>Attorney-General,</i>	Boston,	April 17, 1827,	Greenfield,	Lawyer,	1867.
Col. John D. Washburn, <i>Aide-de-Camp, Gov. Staff,</i>	Worcester,	-	-	-	-
Col. Charles L. Pierson,	Salem,	-	-	-	-
Col. Henry S. Russell,	Milton,	-	-	-	-
Col. Franklin Haven, Jr.,	Boston,	-	-	-	-
Maj. Gen. James A. Cunningham, <i>Adjutant and Inspector-General,</i>	Gloucester,	Nov. 27, 1830,	Boston,	Farmer,	1866.
Col. Nehemiah Brown, <i>Ass't Adjutant-General,</i>	Boston,	April 13, 1820,	Ipswich,	Lawyer,	1853.
Brig. Gen. John H. Reed, <i>Quartermaster-General,</i>	Boston,	Aug. 3, 1827,	Boston,	Manufacturer,	1861.
Col. Samuel E. Chamberlain, <i>Deputy Quartermaster-General,</i>	Cambridge,	Nov. 27, 1828,	Centre Har., N.H.,	Soldier,	1866.
Brig. Gen. William J. Dale, <i>Surgeon-General,</i>	Boston,	Sept. 5, 1815,	Gloucester,	Physician,	1861.
Col. Anson P. Hooker, <i>Assistant Surgeon-General,</i>	Cambridge,	Sept. 29, 1829,	Cambridge,	Physician,	1862.
William H. Porter, <i>Paymaster,</i>	Lynn,	Mar. 26, 1836,	Salem,	Merchant,	1866.
David S. Walker, <i>Messenger to Gov. and Council,</i>	Cambridge,	Mar. 17, 1839,	New York, N. Y.,	Clerk,	1866.

## LEGISLATIVE DEPARTMENT.

## SENATE.

GEORGE O. BRASTOW, PRESIDENT.

DISTRICT.	Name.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>SUFFOLK COUNTY.</b>						
First District,	Tracy P. Cheever,	Chelsea,	Mar. 28, 1824,	Marblehead.	Lawyer,	*1862.
Second "	Alonzo M. Giles,	Boston,	Feb. 25, 1821,	Brookfield, N. H.,	Boston Gas Works,	*1861.
Third "	Augustus O. Allen,	"	Dec. 21, 1830,	Gardiner, Me.,	Lawyer,	*1864.
Fourth "	A. M. McPhail, Jr.,	"	Feb. 28, 1817,	New Brunswick,	Pianoforte Manuf.,	*1865.
Fifth "	Samuel D. Crane,	"	June 14, 1816,	Boston,	Merchant,	1868.
Sixth "	Melville E. Ingalls,	"	Sept. 6, 1842,	Harrison, Me.,	Lawyer,	1868.
<b>ESSEX COUNTY.</b>						
First District,	William Schouler,	Lynn,	Dec. 31, 1814,	Renfrewshire, Scotland,	Editor,	*1843.
Second "	William Sutton,	Peabody,	July 26, 1800,	Salem,	Farmer and Manuf.,	*1832.
Third "	Moses T. Stevens,	No. Andover,	Oct. 10, 1825,	N. Andover,	Manufacturer,	*1862.
Fourth "	Charles C. Dame,	Newburyport,	June 5, 1819,	Kittery, Me.,	Lawyer,	1868.
Fifth "	J. Scott Todd,	Rowley,	July 6, 1828,	Rowley,	Merchant,	*1867.
<b>MIDDLESEX COUNTY.</b>						
First District,	O. H. P. Smith,	Charlestown,	July 8, 1824,	Holderness, N. H.,	Expressman,	1868.
Second "	George O. Brastow,	Somerville,	Sept. 8, 1811,	Wrentham,	Trader,	*1849.
Third "	Knowlton S. Chaffee,	Cambridge,	July 11, 1814,	Becket,	Merchant,	*1863.
Fourth "	Lee Clafin,	Hopkinton,	Nov. 19, 1791,	Hopkinton,	Closing Business,	*1836.
Fifth "	Daniel Needham,	Groton,	May 24, 1822,	Salem,	Lawyer,	*1807.

Sixth District,	James Oliver,	So. Reading,	May 30 1820,	S. Reading,	Farmer,	*1856.
Seventh "	Benj. F. Clark,	N. Chelmsford,	Feb. 23, 1808,	Lyndeboro', N. H.,	Clergyman,	1866.
WORCESTER COUNTY.						
First District,	Lucius W. Pond,	Worcester,	April 20, 1826,	Hubbardston,	Man. of Machinery,	1866.
Second "	Jonathan D. Wheeler,	Grafton,	Aug. 4, 1806,	Barre, Vt.,	Cotton Manufact'r,	1868.
Third "	Frederick D. Brown,	Webster,	Sept. 6, 1824,	Sutton,	Physician,	*1869.
Fourth "	John G. Mudge,	Petersham,	Mar. 26, 1823,	Winchester, N. H.,	Merchant,	*1856.
Fifth "	Francis B. Fay,	Lancaster,	June 12, 1793,	Southborough,	Retired Merchant,	*1830.
HAMPTEN COUNTY.						
First District,	Henry Alexander, Jr.,	Springfield,	Sept. 9, 1818,	Northfield,	Banker,	1865.
Second "	Henry Fuller,	Westfield,	July 17, 1825,	Tolland,	Lawyer,	*1854
BERKSHIRE AND HAMPSHIRE COUNTIES.						
Hampshire District,	Edmund H. Sawyer,	Easthampton,	Nov. 16, 1821,	Newton,	Manufacturer,	*1866.
Berkshire & Hampshire Dis.	Marshal Wilcox,	Lee,	Mar. 19, 1821,	Stockbridge,	Lawyer,	*1866.
Berkshire District,	Sam'l W. Bowerman,	Pittsfield,	May 10, 1822,	Adams,	Lawyer,	1860.
FRANKLIN COUNTY.						
Franklin District,	Silas N. Brooks,	Barnardston,	Dec. 30, 1825,	Barnardston,	Farmer,	*1867.
NORFOLK AND PLYMOUTH COUNTIES.						
First Norfolk District,	William Gaston,	Roxbury,	Oct. 3, 1820,	Killingly, Conn.,	Lawyer,	*1853.
Second "	George Fenniman,	Milton,	July 10, 1810,	Beeton,	-	1868.
Third "	Clark Partridge,	Medway,	April 1, 1809,	Medway,	Boot & Shoe Manuf.,	*1852.
Norfolk and Plymouth Dis.,	Edward Avery,	Braintree,	Mar. 12, 1828,	Marblehead,	Lawyer,	*1867.
First Plymouth District,	Gershom B. Weston,	Duxbury,	Aug. 27, 1799,	Duxbury,	Merchant,	*1828.
Second "	Edward Crocker,	N. Bridgewater,	Mar. 16, 1814,	N. Bridgewater,	Farmer,	1868.

• House of Representatives.



DISTRICT.	Name.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>BRISTOL COUNTY.</b>						
First District, . . .	Harrison Tweed, . .	Taunton, . .	Feb. 17, 1806, . .	S. Reading, . .	Taun't'n Locomotive Wks.,	*1852.
Second " . . .	Robert C. Pitman, . .	New Bedford, . .	Mar. 16, 1825, . .	Newport, R. I., . .	Lawyer, . .	*1858.
Third " . . .	S. Angier Chace, . .	Fall River, . .	Dec. 7, 1820, . .	Freetown, . .	Manufacturer, . .	*1865.
<b>BARNSTABLE, NANTUCKET AND DUKES COUNTIES.</b>						
Cape District, . . .	Chester Snow, . .	Harwich, . .	Oct. 11, 1817, . .	Harwich, . .	-	1867.
Island " . . .	Erasmus Gould, . .	Falmouth, . .	June 28, 1817, . .	Derby, Vt., . .	-	*1855.

\* House of Representatives.

NAME AND OFFICE.	Residence.	Date of Birth.	Native Place.	1st year in office.
Stephen N. Gifford, <i>Clerk</i> , . . .	Duxbury, . .	July 21, 1815, . .	Pembroke, . .	1858.
Benjamin C. Dean, <i>Assistant-Clerk</i> , . . .	Lowell, . .	March 8, 1843, . .	Lowell, . .	1868.
John Morrissey, <i>Sergeant-at-Arms to both branches</i> , . . .	Plymouth, . .	Sept. 22, 1818, . .	Boston, . .	1859.
Rev. Henry Morgan, <i>Chaplain</i> , . . .	Boston, . .	March 7, 1825, . .	Newtown, Conn., . .	1868.

## OFFICERS OF THE SENATE.

# HOUSE OF REPRESENTATIVES.

## HARVEY JEWELL, SPEAKER.

### APPENDIX

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Districts.	Name of Representative.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>SUFFOLK COUNTY.</b>						
No. 1, . . .	Dexter A. Tompkins, Hodgdon F. Buzzell, Sydney F. Whitehouse, Dennis Cawley, Jr., . .	Boston, . " . " . " .	Aug. 31, 1827, Dec. 18, 1834, April 15, 1822, Dec. 6, 1836,	Boston, . Monroe, Me., . Minot, Me., . Ireland, . . .	Teacher of Music, Machinist, . Master Mason, . Grocer, . . .	1868. 1868. 1868. 1868.
2, . . .	John M. Tobin, . . . Murdock Matheson, . .	" . " .	June 24, 1835, Aug. 15, 1827,	Co. Kilkenny, Ireland, Cape Breton, N. S.,	Trader, . . . Clothing Dealer,	1868. 1868.
3, . . .	Charles R. Train, . . . Thomas J. Gargan, . . . James L. Locke, . . .	" . " . " .	Oct. 18, 1817, Oct. 27, 1842, May 14, 1832,	Framingham, Boston, . . . Epsom, N. H.,	Lawyer, . . . Merchant, . . . Depot Master B. & L. R. R.	1847. 1868. 1867.
4, . . .	Hiram S. Shurtleff, . . Dexter S. King, . . . Daniel H. Whitney, . .	" . " . " .	Aug. 23, 1841, Aug. 16, 1806, Sept. 5, 1825,	Boston, . . . Leicester, . . . Harvard, . . .	- - - Treasurer,	1867. 1867. 1868.
5, . . .	Ellis W. Morton, . . . John P. Ordway, . . . Ous Rich, . . .	" . " . " .	Oct. 8, 1840, April 4, 1824, Aug. 30, 1806,	N. Bridgewater, Salem, . . . Lynn, . . .	Lawyer, . . . Physician, . . . Merchant, . . .	1868. 1868. 1853.
6, . . .	Harvey Jewell, . . . Linus M. Child, . . . John J. Smith, . . .	" . " . " .	May 26, 1820, Mar. 14, 1835, - , 1820,	Winchester, N. H., Southbridge, . . Richmond, Va.,	Lawyer, . . . Hair Dresser, . . . Law Student,	1861. 1868. 1868.
7, . . .	Patrick A. Collins, . . Charles H. Blanchard, Thomas J. Fay, . . .	" . " . " .	Mar. 15, 1843, Nov. 24, 1828, July 31, 1832,	Ferry Co. Cork, Ireland, Charlestown, . . Ireland, . . .	Law Student, Merchant, . . . Trader, . . .	1868. 1868. 1867.

## APPENDIX.

Districts.	Name of Representative.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>SUFFOLK Co.—Con.</b>						
No. 8, . . .	Noah M. Gaylord, . . .	Boston, . . .	Jan. 20, 1822, . . .	Montgomery, Ohio, . . .	Clergyman, . . .	1867.
. . .	P. Ambrose Young, . . .	" . . .	Sept. 11, 1824, . . .	Boston, . . .	Apothecary, . . .	1868.
. . .	Nathaniel C. Nash, . . .	" . . .	April 6, 1804, . . .	South Scituate, . . .	Merchant, . . .	1858.
9, . . .	Newell A. Thompson, . . .	" . . .	Dec. 20, 1808, . . .	Uxbridge, . . .	Auction'r & Com. Mer., . . .	1852.
. . .	Edward H. Pierce, . . .	" . . .	Nov. 21, 1841, . . .	Stony Brook, L. I., . . .	Lawyer, . . .	1863.
10, . . .	James A. Fox, . . .	" . . .	Aug. 11, 1827, . . .	Boston, . . .	Lawyer, . . .	1867.
. . .	Noble H. Hill, . . .	" . . .	Dec. 27, 1821, . . .	Shoreham, Vt., . . .	Merchant, . . .	1868.
. . .	George F. Williams, . . .	" . . .	May 8, 1817, . . .	Boston, . . .	Merchant, . . .	1855.
11, . . .	Charles W. Wilder, . . .	" . . .	Jan. 16, 1819, . . .	Westminster, . . .	Merchant, . . .	1868.
. . .	Hubbard W. Tilton, . . .	" . . .	July 6, 1835, . . .	Newburyport, . . .	Merchant, . . .	1867.
12, . . .	J. W. F. Willson, . . .	" . . .	Feb. 19, 1828, . . .	Portsmouth, N. H., . . .	Apothecary, . . .	1868.
. . .	Henry Souther, . . .	" . . .	May 6, 1810, . . .	Hingham, . . .	Brewer and Malster, . . .	1863.
. . .	Samuel Freeman, . . .	Chelsea, . . .	Mar. 17, 1830, . . .	Limerick, Me., . . .	Apothecary, . . .	1868.
13, . . .	Thomas H. Carruth, . . .	" . . .	Sept. 26, 1810, . . .	N. Brookfield, . . .	Lined Oil Manufac'r, . . .	1868.
. . .	Charles Bird, Jr., . . .	North Chelsea, . . .	- 1829, . . .	Watertown, . . .	Wholesale Confection'r, . . .	1868.
<b>Essex County.</b>						
No. 1, . . .	J. R. Huntington, . . .	Amesbury, . . .	July 31, 1829, . . .	Amesbury, . . .	Carriage Manufac'r, . . .	1868.
. . .	James G. Tewksbury, . . .	W. Newbury, . . .	July 20, 1828, . . .	W. Newbury, . . .	Manufacturer, . . .	1868.
. . .	Charles W. Chase, . . .	Haverhill, . . .	Mar. 17, 1829, . . .	Haverhill, . . .	Shoe Manufacturer, . . .	1868.
2, . . .	Sam'l K. Towle, . . .	" . . .	Aug. 11, 1829, . . .	Parsonsfield, Me., . . .	Physician, . . .	1868.
. . .	John Ferley, . . .	Bradford, . . .	July 8, 1808, . . .	Dunbarton, N. H., . . .	Farmer, . . .	1863.
. . .	Wm. H. P. Wright, . . .	Lawrence, . . .	Feb. 18, 1828, . . .	Lovell, . . .	Lawyer, . . .	1867.
3, . . .	Albert Blood, . . .	" . . .	April 9, 1818, . . .	Andover, . . .	Machinist, . . .	1867.
. . .	John K. Tarbox, . . .	" . . .	May 6, 1838, . . .	Methuen, . . .	Lawyer, . . .	1868.
4, . . .	John A. Wiley, . . .	No. Andover, . . .	Feb. 1, 1825, . . .	South Reading, . . .	Woolen Manufac'r, . . .	1868.

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5,	Rocoe W. Gage,	Boxford,	Sept. 2, 1839,	Pelham, N. H.,	Trader,	1868.
6,	Geo W. Jackman, Jr.,	Newburyport,	Jan. 22, 1814,	New York, N. Y.,	Ship-builder,	1868.
7,	Rufus Adams,	"	July 1, 1829,	Newburyport,	Farmer,	1867.
8,	Joseph Ross,	Ipswich,	Mar. 31, 1829,	Newbury,	Grocer,	1867.
9,	Benjamin F. Cook,	Gloucester,	Mar. 4, 1822,	Ipswich,	Bridge & Draw-build'r,	1858.
10,	Josiah O. Friend,	"	Jan. 1, 1833,	Boston,	Inspector of Customs,	1868.
11,	Leonard McKenzie,	Essex,	Feb. 15, 1835,	Gloucester,	Trader,	1868.
12,	Moses Pool,	Rockport,	Jan. 29, 1815,	Essex,	Ship-builder,	1868.
13,	Joseph Wilson,	Beverly,	Aug. 26, 1815,	Rockport,	Mariner,	1862.
14,	John Lee,	Manchester,	Jan. 10, 1819,	Beverly,	Curled Hair Manuf'r,	1868.
15,	Edwin Mudge,	Danvers,	Dec. 6, 1813,	Manchester,	Farmer,	1847.
16,	John W. Stevens,	So. Danvers,	Aug. 4, 1818,	Danvers,	Boot & Shoe Manuf'r,	1868.
17,	George H. Peirson,	Salem,	Aug. 23, 1833,	South Danvers,	Tanner & Currier,	1867.
18,	William H. Burbeck,	"	June 16, 1816,	Salem,	Blacksmith,	1867.
19,	Thomas S. Waters,	Marblehead,	Sept. 14, 1822,	Boston,	Trader,	1868.
20,	William B. Brown,	"	June 1, 1818,	Salem,	Machine Stitching,	1868.
	Stephen C. Felton,	Lynn,	Aug. 12, 1821,	Marblehead,	Tr of Marginal Freight &c.	1867.
	William W. Kellogg,	"	Sept. 4, 1835,	"	Shoe Cutter,	1868.
	William Howland,	Swampscott,	April 6, 1824,	Amherst,	Printer,	1868.
	Eben N. Wardwell,	Lynn,	Dec. 12, 1822,	Conway,	Lawyer,	1868.
	Benjamin Proctor,	Topsfield,	July 27, 1825,	Swampscott,	Hotel Keeper,	1867.
	Jacob P. Towne,	"	May 14, 1811,	Salem,	Apothecary,	1868.
			Oct. 6, 1803,	Topsfield,	Farmer,	1868.
MIDDLESEX COUNTY.						
No. 1,	Thomas Cunningham,	Charlestown,	April 4, 1826,	Glasgow, Scotland,	Steam Engine Manuf.,	1868.
2,	Rufus A. White,	"	Sept. 4, 1840,	Wardsboro', Vt.,	Commission Merchant,	1867.
3,	William Sherburne,	"	Mar. 12, 1825,	Boston,	Patent Agent,	1868.
	Caleb Rand,	"	Nov. 7, 1817,	Charlestown,	Printer,	1868.
	George H. Long,	"	Aug. 15, 1842,	Lynn,	Insurance,	1868.

Districts.	Name of Representative.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>MIDDLESEX Co.—Con.</b>						
No. 4, . . . . .	John A. Hughes, . . . . .	Somerville, . . . . .	Aug. 30, 1822, . . . . .	Truro, . . . . .	Manufacturer, . . . . .	1867.
5, . . . . .	John Runey, . . . . .	" . . . . .	Oct. 7, 1814, . . . . .	Charlestown, . . . . .	Earthen Ware Manuf., . . . . .	1868.
6, . . . . .	George P. Cox, . . . . .	Malden, . . . . .	Mar. 5, 1814, . . . . .	Malden, . . . . .	Last Manufacturer, . . . . .	1857.
7, . . . . .	James A. Hervey, . . . . .	Medford, . . . . .	Mar. 29, 1828, . . . . .	Andover, . . . . .	Lawyer, . . . . .	1868.
8, . . . . .	Joseph S. Potter, . . . . .	Arlington, . . . . .	Feb. 8, 1822, . . . . .	Baldwinsville, N. Y., . . . . .	" . . . . .	1866.
9, . . . . .	Richard H. Dana, Jr., . . . . .	Cambridge, . . . . .	Aug. 1, 1815, . . . . .	Cambridge, . . . . .	Lawyer, . . . . .	1867.
10, . . . . .	John Livermore, . . . . .	" . . . . .	Oct. 9, 1813, . . . . .	" . . . . .	Manufacturer, . . . . .	1852.
11, . . . . .	John McDuffie, . . . . .	Cambridgeport, . . . . .	Dec. 23, 1828, . . . . .	" . . . . .	Postmaster, . . . . .	1868.
12, . . . . .	Curtis Davis, . . . . .	Cambridge, . . . . .	Feb. 11, 1814, . . . . .	Bradford, N. H., . . . . .	Soap Manufacturer, . . . . .	1868.
13, . . . . .	Anson P. Hooker, . . . . .	" . . . . .	Sept. 29, 1829, . . . . .	Cambridge, . . . . .	Physician, . . . . .	1867.
14, . . . . .	George E. Allen, . . . . .	Newton, . . . . .	April 15, 1817, . . . . .	Medfield, . . . . .	Teacher, . . . . .	1868.
15, . . . . .	George E. Bridges, . . . . .	" . . . . .	July 11, 1827, . . . . .	Watertown, . . . . .	R. R. Supplies, . . . . .	1868.
16, . . . . .	Henry M. Clarke, . . . . .	Belmont, . . . . .	Nov. 19, 1826, . . . . .	Blandford, . . . . .	Merchant, . . . . .	1867.
17, . . . . .	Royal S. Warren, . . . . .	Waltham, . . . . .	Sept. 12, 1822, . . . . .	Alstead, N. H., . . . . .	Physician, . . . . .	1868.
18, . . . . .	Willard Mann, . . . . .	Natick, . . . . .	Dec. 6, 1818, . . . . .	Sherborn, . . . . .	Farmer & Mechanic, . . . . .	1868.
19, . . . . .	Francis E. Cushing, . . . . .	Holliston, . . . . .	April 6, 1825, . . . . .	" . . . . .	Vinegar Manufact'r., . . . . .	1868.
20, . . . . .	William Seaver, . . . . .	Ashland, . . . . .	Sept. 23, 1806, . . . . .	Medfield, . . . . .	Boot & Shoe Manuf'r., . . . . .	1868.
21, . . . . .	George Phipps, . . . . .	Framingham, . . . . .	April 13, 1802, . . . . .	Framingham, . . . . .	Retired from business, . . . . .	1868.
22, . . . . .	Hugh R. Bean, . . . . .	Marlborough, . . . . .	June 16, 1820, . . . . .	Holderness, N. H., . . . . .	Manufacturer, . . . . .	1868.
23, . . . . .	Francis W. Warren, . . . . .	Stow, . . . . .	Oct. 21, 1819, . . . . .	Stow, . . . . .	Farmer, . . . . .	1868.
24, . . . . .	Willard Wheeler, . . . . .	Sudbury, . . . . .	Aug. 12, 1804, . . . . .	Sudbury, . . . . .	" . . . . .	1868.
25, . . . . .	Charles H. Fiske, . . . . .	Weston, . . . . .	Oct. 26, 1840, . . . . .	Boston, . . . . .	Lawyer, . . . . .	1868.
26, . . . . .	John C. Blaisdel, . . . . .	Lexington, . . . . .	May 6, 1800, . . . . .	Portsmouth, N. H., . . . . .	Retired (Commission), . . . . .	1868.
27, . . . . .	David D. Hart, . . . . .	Woburn, . . . . .	Mar. 15, 1819, . . . . .	North Reading, . . . . .	Expressman, . . . . .	1868.

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No. 23,	Levi S. Gould, .	Melrose, .	Mar. 26, 1834,	Dixmont, Me.,	Accountant, .	1868.
24,	James F. Mansfield, .	So. Reading, .	Oct. 2, 1837,	South Reading,	Trader, .	1867.
25,	Nathan P. Pratt, .	Reading, .	April 9, 1811,	Reading,	Farmer, .	1855.
26,	Dudley Foster, .	Billerica, .	Nov. 15, 1809,	Billerica,	—, .	1858.
27,	Benjamin J. Williams,	Lowell, .	Dec. 1, 1840,	Exeter, N. H.,	Lawyer, .	1868.
28,	James B. Francis, .	"	May, 18, 1815,	England, .	Civil Engineer, .	1868.
29,	Oliver W. Smith, .	"	Jan. 1, 1828,	Exeter, N. H.,	Carpenter, .	1867.
30,	Josiah Gates, .	"	Aug. 31, 1805,	Townsend, Vt.,	Leather-Hose & Baiting Man.,	1868.
31,	William McFarlin, .	Westford, .	Aug. 20, 1804,	Lowell, .	Farmer, .	1868.
32,	George W. Heywood,	Pepperell, .	Feb. 27, 1831,	Townsend,	Wood & Lumber,	1868.
	Levi Wallace, .	Townsend, .	Oct. 17, 1815,	Townsend,	Farmer, .	1868.
	Jonathan Pierce, .					
WORCESTER COUNTY.						
No. 1,	Windoor N. White, .	Winchendon, .	Mar. 4, 1823,	W. Boylston, .	Manufacturer, .	1860.
2,	Jeremiah A. Rich, .	Royalston, .	April 11, 1825,	Phillipston, .	Chaise Manufacturer, .	1868.
3,	Charles Heywood, .	Gardner, .	Nov. 12, 1831,	Boston, .	Chair Manufacturer, .	1861.
4,	William Mixter, .	Hardwick, .	April 5, 1809,	Hardwick,	Farmer, .	1854.
5,	J. Otis Hale, .	Hubbardston, .	April 2, 1831,	Barre, .	Lumberman, .	1868.
6,	George E. Towne, .	Fitchburg, .	Sept. 2, 1829,	Fitchburg,	Chair Manufacturer, .	1868.
7,	Otis T. Ruggles, .	"	Nov. 26, 1829,	Reading, .	R. R. Superintendent, .	1868.
8,	Howard M. Lane, .	Leominster, .	Dec. 12, 1833,	Epping, N. H.,	Pianoforte Case Man.,	1868.
9,	Solomon H. Howe, .	Bolton, .	Nov. 29, 1821,	Berlin, .	Farmer, .	1868.
10,	Charles W. Worcester,	Clinton, .	Aug. 23, 1808,	Princeton, .	Manufacturer, .	1868.
	Wallace McFarland, .	West Boylston, .	Feb. 1, 1825,	Hopkinton, .	Boot Manufacturer, .	1868.
	P. A. Beaman, .	Princeton, .	Jan. 24, 1819,	Princeton,	Hotel Keeper, .	1868.
	A. G. Walker, .	Worcester, .	Jan. 12, 1815,	Hopkinton, .	Boot Manufacturer, .	1868.
	Delano A. Goddard, .	"	Aug. 27, 1831,	Worcester, .	Editor, .	1862.
	Warren Williams, .	"	July 2, 1811,	Woolwich, Me.,	Manufacturer, .	1863.

Districts.	Name of Representative.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>WORCESTER Co.—Con.</b>						
No. 11.	Edward S. Stebbins.	Worcester.	Jan. 17, 1819,	Norwich, Vt.,	Brewer.	1868.
	James S. Woodworth.	"	Oct. 10, 1805,	Warren,	Architect.	1858.
	Prescott A. Thompson.	"	June 18, 1825,	Killingly, Conn.,	Boot & Shoe Findings,	1868.
12.	J. H. Wood.	Grafton.	Aug. 10, 1822,	Grafton,	Clothing Manufact'r.,	1868.
13.	Samuel Appleton.	Southborough.	Nov. 25, 1841,	Boston.	Farmer.	1868.
14.	William Knowlton.	Upton.	June 29, 1809,	"	Straw Goods.	1868.
	Isaac H. Stearns.	Milford.	June 14, 1825,	Mansfield.	Surgeon.	1868.
15.	Moses Farnum.	Blackstone.	Jan. 21, 1826,	Blackstone.	Cashier.	1868.
	Charles Wing.	Uxbridge.	Sept. 16, 1816,	Northbridge.	Hardware Dealer.	1868.
	Lament B. Corbin.	Oxford.	Sept. 1, 1813,	Dudley.	Boot & Shoe Manuf.,	1857.
16.	Silas Dunton.	Milbury.	April 9, 1818,	Milbury.	Merchant.	1868.
	William D. Jones.	Douglas.	Mar. 7, 1815,	Temple, Me.,	Dealer in Lumber.	1868.
	Joseph H. Hathaway.	Charlton.	Nov. 19, 1812,	Sutton.	Farmer.	1868.
17.	Lory S. Watson.	Leicester.	May 4, 1814,	Spencer.	Card Manufacturer.	1868.
	Amasa C. Morse.	Sturbridge.	Oct. 24, 1833,	Southbridge.	Shoe Manufacturer.	1868.
18.	Joseph B. Lombard.	Warren.	Nov. 16, 1817.	Warren.	Farmer.	1857.
<b>HAMPSHIRE COUNTY.</b>						
No. 1.	William F. Arnold.	Northampton.	Sept. 26, 1815,	Enfield.	Merchant.	1858.
	Edward H. Lathrop.	Huntington.	Dec. 2, 1837,	Springfield.	Lawyer.	1868.
2.	Richmond Kingman.	Cumington.	Jan. 2, 1821,	Cumington.	Trader.	1868.
3.	Henry S. Porter.	Hatfield.	Dec. 24, 1821,	Hatfield.	Farmer & Mill-owner.	1868.
4.	Horace Ward.	Amherst.	Sept. 3, 1819,	Belchertown.	Market-man, &c.,	1868.
5.	Philo Chapin.	Granby.	Feb. 10, 1806,	Granby.	Merchant.	1868.
6.	Henry Bassett.	Ware.	Aug. 20, 1820,	Hardwick.	Carpenter & Builder.	1868.

<b>HAMPDEN COUNTY.</b>						
No. 1,	Joel B. Williams,	Monson,	Dec. 22, 1818,	N. Stonington, Ct.,	Merchant,	1868.
2,	William R. Sessions,	Wilbraham,	Dec. 8, 1835,	S. Wilbraham,	Farmer,	1868.
3,	Charles L. Shaw,	Springfield,	Jan. 28, 1828,	Rutland, Vt.,	Builder & Contractor,	1868.
4,	Tilly Haynes,	"	Feb. 13, 1828,	Sudbury,	General Business,	1868.
5,	George Walker,	"	April 1, 1824,	Peterboro', N. H.,	Bank President,	*1853.
6,	John Severson,	"	Dec. 16, 1832,	Albany Co., N. Y.,	Belt Manufacturer,	1868.
7,	Edwin N. Snow,	Chicopee,	Dec. 19, 1828,	N. Brookfield,	Manufacturer,	1868.
8,	Ezra H. Flagg,	Holyoke,	Nov. 1, 1828,	Boylston,	Druggist,	1868.
9,	Ralph S. Brown,	Granville,	Dec. 25, 1828,	Granville,	Merchant,	1868.
10,	Charles A. Fox,	W. Springfield,	Dec. 20, 1832,	W. Stockbridge,	Miller,	1868.
11,	William G. Bates,	Westfield,	Nov. 17, 1808,	Westfield,	Lawyer,	1841.
12,	Thaddeus K. DeWolf,	Chester,	May 18, 1801,	Otis,	Physician,	1868.
<b>FRANKLIN COUNTY.</b>						
No. 1,	John D. Flagg,	N. Orange,	Dec. 29, 1817,	N. Orange,	Farmer,	1868.
2,	Frederick W. Field,	Leverett,	Jan. 20, 1819,	Leverett,	Farmer,	1868.
3,	George W. Potter,	Greenfield,	Feb. 24, 1818,	Greenfield,	Manufacturer,	1868.
4,	Thomas J. Field,	Northfield,	Mar. 8, 1822,	Northfield,	Farmer,	1868.
5,	Henry S. Ranney,	Ashfield,	Mar. 5, 1817,	Ashfield,	Farmer,	1852.
6,	Samuel T. Field,	Shelburne,	April 20, 1820,	Hawley,	Lawyer,	1855.
7,	Roger H. Leavitt,	E. Charlemont,	July 21, 1805,	Heath,	Farmer,	*1866.
<b>BERKSHIRE COUNTY.</b>						
No. 1,	Fred. A. Morey,	Williamstown,	Oct. 21, 1840,	Williamstown,	Clerk,	1868.
2,	Shepard Thayer,	Adams,	Aug. 16, 1827,	"	Lawyer,	1867.
3,	Jonas A. Champney,	Cheshire,	Nov. 24, 1831,	Leominster,	Machinist,	1867.
4,	Thomas F. Plunkett,	Pittsfield,	Dec. 8, 1804,	Lenox,	Farmer,	1834.
5,	Henry H. Cook,	Richmond,	Aug. 10, 1804,	"	Farmer,	1839.
6,	Charles J. Kittredge,	Hinsdale,	April 1, 1818,	Hinsdale,	Woollen Manufac'r,	1868.

**\* Satisfactory.**



Districts.	Name of Representative.	Residence.	Date of Birth.	Native Place.	Occupation.	1st year in Leg.
<b>BERKSHIRE Co.—<i>Con.</i></b>						
No. 5, . . .	Mason Van Dusen, .	Stockbridge, .	Aug. 23, 1802, .	Gt. Barrington, .	Tin & Stove Dealer, .	1868.
6, . . .	Alanson Crittenden, .	Otis, .	Mar. 23, 1814, .	Otis, .	House Builder, .	1866.
7, . . .	Edward A. Hulbert, .	Gt. Barrington, .	May 20, 1824, .	Gt. Barrington, .	Farmer, . . .	1868.
8, . . .	Andrew J. Freeman, .	New Marlboro', .	Jan. 17, 1819, .	New Marlborough, .	Farmer, . . .	1868.
<b>NORFOLK COUNTY.</b>						
No. 1, . . .	John R. Bullard, .	Dedham, .	Mar. 3, 1846, .	Brooklyn, N. Y., .	Lawyer, . . .	1868.
2, . . .	Charles A. Hewins, .	W. Roxbury, .	Jan. 4, 1822, .	Dedham, . . .	Merchant, . .	1868.
3, . . .	William Seaver, .	Roxbury, .	Mar. 17, 1818, .	Roxbury, . . .	Grocer, . . .	1866.
4, . . .	George M. Hobbs, .	" . . .	April 11, 1827, .	Waltham, . .	Lawyer, . . .	1868.
5, . . .	Isaac H. Meserve, .	" . . .	June 21, 1813, .	Barrington, N. H., .	Flour Dealer, .	1868.
6, . . .	Charles Stanwood, .	" . . .	Aug. 21, 1816, .	Newburyport, .	Supt. Water Works, .	1868.
7, . . .	Edw'd H. R. Ruggles, .	Dorchester, .	Dec. 8, 1800, .	Montague, . .	Manuf. of Furniture, .	1848.
8, . . .	John H. Robinson, .	" . . .	Nov. 21, 1808, .	Dorchester, . .	Broker, . . .	1868.
9, . . .	John Quincy Adams, .	Quincy, . . .	Sept. 22, 1833, .	Boston, . . .	Lawyer, . . .	1866.
10, . . .	E. Watson Arnold, .	Braintree, .	Mar. 25, 1837, .	Braintree, . .	Grocer, . . .	1868.
11, . . .	Alvah Raymond, Jr., .	Weymouth, .	May 6, 1829, .	Boston, . . .	Provision Dealer, .	1868.
12, . . .	Henry Newton, .	" . . .	Nov. 24, 1811, .	Weymouth, . .	Boot & Shoe Manf., .	1859.
13, . . .	Daniel Howard, .	Randolph, .	June 11, 1823, .	Randolph, . .	Grocer, . . .	1868.
14, . . .	Orlando B. Crane, .	Stoughton, .	Jan. 20, 1835, .	E. Stoughton, .	Farmer, . . .	1868.
15, . . .	James Capen, * . .	Sharon, . . .	April 9, 1823, .	Stoughton, . .	Com. Mer. & Auction'r, .	1868.
16, . . .	Joseph Leavitt, .	Canton, . . .	Aug. 5, 1802, .	Meredith, N. H., .	Boot Manufacturer, .	1868.
17, . . .	Leander S. Daniels, .	Medway, . .	May 8, 1834, .	W. Medway, . .	Farmer, . . .	1868.
18, . . .	James T. Ford, .	Wrentham, .	Oct. 5, 1827, .	Kingston, . .	Inventor, . .	1868.
19, . . .	Henry E. Fond, .	Franklin, .	Sept. 24, 1823, .	Dedham, . . .	Lawyer, . . .	1868.

## APPENDIX.

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No. 14,	.	.	.	George K. Daniell,	Needham,	June 11, 1810,	Farmer,	1857.
15,	.	.	.	Thomas Parsons,	Brookline,	July 25, 1816,	Merchant,	1858.
<b>BRISTOL COUNTY.</b>								
No. 1,	.	.	.	Willard Blackinton,	Attleborough,	Oct. 26, 1800,	Machinist,	1841.
2,	.	.	.	Augustus Lane,	Norton,	Oct. 9, 1818,	Farmer,	1868.
3,	.	.	.	John H. Swain,	Easton,	May 9, 1823,	Merchant,	1868.
4,	.	.	.	Jeremy B. Dennett,	Taunton,	May 18, 1838,	Britannia Worker,	1867.
5,	.	.	.	Walter S. Sprague,	"	Dec. 12, 1835,	Machinist,	1867.
6,	.	.	.	Nathan S. Williams,	"	Jan. 4, 1829,	Manufacturer,	1868.
7,	.	.	.	William A. King,	Rehoboth,	Oct. 19, 1822,	Machinist,	1864.
8,	.	.	.	Job M. Leonard,	Somerset,	Sept. 1, 1824,	Merch't & Iron Man.,	1867.
9,	.	.	.	Abraham G. Hart,	Fall River,	Sept. 23, 1831,	Machinist,	1868.
10,	.	.	.	Weaver Osborn,	"	May 23, 1815,	Blacksmith,	1839.
11,	.	.	.	Iram Smith,	"	Oct. 26, 1807,	Trader,	1858.
12,	.	.	.	Ezra P. Brownell,	Westport,	Aug. 10, 1819,	Farmer,	1868.
<b>PLYMOUTH COUNTY.</b>								
No. 1,	.	.	.	William Barker, Jr.,	Dartmouth,	Dec. 25, 1820,	Auction'r & Dep. Sh'f.,	1868.
2,	.	.	.	Oliver H. P. Brown,	New Bedford,	Aug. 13, 1813,	Retired Merchant,	1867.
3,	.	.	.	Joseph W. Cornell,	"	April 16, 1810,	Boot & Shoe Manuf.,	1868.
4,	.	.	.	James B. Wood,	"	May 11, 1809,	Merchant,	1868.
5,	.	.	.	William H. Reynard,	"	Feb. 6, 1808,	Mariner,	1868.
6,	.	.	.	Lewis S. Judd,	Fairhaven,	Aug. 19, 1827,	Merchant,	1868.
<b>PLYMOUTH COUNTY.</b>								
No. 1,	.	.	.	John Manson,	Scituate,	July -, 1805,	Retired Shipmaster,	1868.
2,	.	.	.	David Cushing, 2d,	Hingham,	Nov. 30, 1813,	Lumber Dealer,	1868.
3,	.	.	.	Morton V. Bonney,	W. Hanover,	Mar. 8, 1841,	Trader,	1868.
4,	.	.	.	William Whiting,	Pembroke,	Oct. 2, 1816,	Clergyman,	1868.
5,	.	.	.	Eden Wadsworth,	Duxbury,	May 15, 1793,	Master Mariner,	1868.
6,	.	.	.	Charles H. Drew,	Plymouth,	Nov. 4, 1838,	Lawyer,	1867.
	.	.	.	Josiah S. Hammond,	Plympton,	May 14, 1810,	Physician,	1868.

• Deceased. See Journal.

Districts.	Name of Representative.	Residence.	Date of Birth.	Birth Place.	Occupation.	1st year in Leg.
PLYMOUTH Co.—Con.						
No. 7, . . .	George Sanford,	Wareham,	June 13, 1830,	Dartmouth,	Merchant.	1868.
8, . . .	Eleazer Richmond,	Lakeville,	Feb. 19, 1814,	Middleborough,	Lumber Dealer,	1868.
9, . . .	Levi A. Abbott,	Middleborough,	April 19, 1824,	Beverly,	Clergyman,	1852.
10, . . .	Simeon Perkins,	Bridgewater,	April 5, 1801,	Bridgewater,	Mason,	1862.
11, . . .	Charles C. Bixby,	N. Bridgewater,	Jan. 28, 1828,	Bridport, Vt.,	Apothecary,	1868.
	Irving Bates,	E. Bridgewater,	May 6, 1839,	E. Bridgewater,	Shoe Manufacturer,	1868.
12, . . .	Walter B. Studley,	Abington,	Jan. 10, 1827,	Hanover,	Watchmaker,	1868.
	Dan Packard,	"	Jan. 25, 1831,	N. Bridgewater,	Dry Goods, Jewelry, &c.,	1868.
BARNSTABLE COUNTY.						
No. 1, . . .	Heman B. Chase,	W. Yarmouth,	Oct. 8, 1825,	W. Yarmouth,	Merchant.	1867.
	Alvah Holway,	Sandwich,	Aug. 28, 1809,	Sandwich,	Merchant.	1868.
2, . . .	Lemuel B. Simmons,	Barnstable,	April 19, 1804,	Barnstable,	Master Mariner,	1868.
	Samuel H. Gould,	Brewster,	Dec. 19, 1814,	Ipswich,	Physician.	1868.
3, . . .	Seth Crowell,	Dennis,	Oct. 17, 1792,	Dennis,	Bank President,	1835.
	Ensign B. Rogers,	Orleans,	Feb. 22, 1825,	Orleans,	Master Mar'ner, (retird.)	1868.
4, . . .	Henry Shortle,	Provincetown,	Oct. 15, 1834,	Matthews Co., Va.,	Dentist,	1864.
	John H. Bangs,	Eastham,	Nov. 22, 1829,	Eastham,	Master Builder,	1868.
DUKES COUNTY.						
No. 1, . . .	Charles Bradley,	Tisbury,	April 21, 1816,	Edgartown,	Merchant,	1868.
NANTUCKET COUNTY.						
No. 1, . . .	William H. Waitt,	Nantucket,	Feb. 9, 1819,	Nantucket,	Merchant.	1867.

# OFFICERS OF THE HOUSE.

NAME AND OFFICE.	Residence.	Date of Birth.	Native Place.	1st year in office.
William S. Robinson, <i>Clerk</i> , . . . . .	Malden, . . . . .	December 7, 1818,	Concord, . . . . .	1862.
William A. Crafts, <i>Assistant-Clerk</i> , . . . . .	Roxbury, . . . . .	October 28, 1819,	Roxbury, . . . . .	1859.
Rev. William R. Alger, <i>Chaplain</i> , . . . . .	Boston, . . . . .	December 28, 1822,	Freetown, . . . . .	1868.

## [ No. 2. ]

## THE OATH OF OFFICE.

[See page 2.]

I, (repeating your name,) do solemnly swear, that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *So help me, God.*

I, do solemnly swear and affirm, that I will faithfully and impartially discharge and perform all the duties incumbent on me as a Representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *So help me, God.*

I, do solemnly swear, that I will support the Constitution of the United States. *So help me, God.*

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AFFIRMATION.

I, (repeating your name,) do solemnly affirm, that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *This I do, under the pains and penalties of perjury.*

I, do solemnly affirm, that I will faithfully and impartially discharge and perform all the duties incumbent on me as a Representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *This I do, under the pains and penalties of perjury.*

I, do solemnly affirm, that I will support the Constitution of the United States. *This I do, under the pains and penalties of perjury.*

## [ No. 3. ]

## JOINT RULES AND ORDERS

OF THE

## TWO BRANCHES.

**RULE 1.** List of Joint Standing Committees.—No member of any committee to receive compensation for personal services during the session—No member of either House to act as counsel before any committee.

**RULE 2.** Committee on Hoosac Tunnel, &c., to visit Tunnel and Railroad, examine and report thereon.

**RULE 3.** Joint Committees; how they may report—How their reports shall be written.

**RULE 4.** Reports of Joint Committees may be recommitted by either House, except, &c.—All reports, after recommitment, to be made to the House which ordered the same.

**RULE 5.** Papers on their passage to be under the signature of the Clerks, except, &c.—Messages.

**RULE 6.** Engrossed bills and bills ordered to be engrossed.

**RULE 7.** Notice of bills rejected to be sent to the other branch.

**RULE 8.** Bills that have passed to be enacted.

**RULE 9.** Rule 6th, concerning bills, to be applied also to resolves.

**RULE 10.** Resolves proposing amendments to the Constitution.

**RULE 11.** President of the Senate to preside in Conventions—Conventions to be held in the Representatives' Chamber—Clerk of the Senate to be Clerk of.

**RULE 12.** An agreement to go into a Convention not to be altered or annulled, unless, &c.

**RULE 13.** Restriction as to business of Conventions.

**RULE 14.** Elections by joint ballot; time to be assigned therefor.

**RULE 15.** Committees of Conference; how composed, and their reports.

**RULE 16.** Concerning reports on petitions, notice of the presentation of which has not been given.

**RULE 17.** Concerning the printing and binding of Documents.

**RULE 1.** The following Joint Standing Committees shall be appointed at the commencement of the January session, viz. :

A Committee on Accounts ;

A Committee on Agriculture ;

A Committee on Banks and Banking ;

A Committee on Claims ;

A Committee on Education ;

A Committee on Federal Relations ;  
A Committee on the Fisheries ;  
A Committee on the Library ;  
A Committee on Manufactures ;  
A Committee on Mercantile Affairs ;  
A Committee on Insurance ;  
A Committee on Military Affairs ;  
A Committee on Parishes and Religious Societies ;  
A Committee on Prisons ;  
A Committee on Public Charitable Institutions ;  
A Committee on Public Lands ;  
A Committee on Railways and Canals ;  
A Committee on Horse Railways ;  
A Committee on Roads and Bridges ;  
A Committee on the State House ;  
A Committee on Towns ;  
A Committee on Harbors ; and  
A Committee on the Hoosac Tunnel and the Troy and Greenfield Railroad ;

And each of said Committees shall consist of two on the part of the Senate, and five on the part of the House, except the Committee on Harbors and the Committee on the Hoosac Tunnel and the Troy and Greenfield Railroad, which shall each consist of three members on the part of the Senate, and seven members on the part of the House ; and except the Committee on the Library, which by law, is to consist of three on the part of each House ; and no member of any committee shall receive compensation for personal services on such committee, during the session of the legislature. No member of either House shall act as counsel for any party before any committee of the legislature.

**RULE 2.** It shall be the duty of the Committee on the Hoosac Tunnel and the Troy and Greenfield Railroad to visit the tunnel and railroad, examine into the condition and progress of the work, and to report fully the result of such examination.

**RULE 3.** The Joint Committees of the two Houses may report by bill, resolve or otherwise, to either House, at their discretion ; and all bills and resolves reported by them shall be written in a fair, legible hand, without interlineation, on not less than a sheet of paper, with suitable margins, and spaces between the several sections or resolves.

**RULE 4.** Reports of Joint Committees may be recommitted to

the same committees at the pleasure of the House first acting thereon, without asking the concurrence of the other branch ; and bills or resolves which have been previously acted on in one branch may be recommitted in the other without a concurrent vote, except when recommitted with instructions : *provided*, that, after such recommitment, reports shall, in all cases, be made to the branch which shall have ordered such recommitment.

RULE 5. All papers, while on their passage between the two Houses, may be under the signature of the respective Clerks, except bills and resolves in their last stage. Messages may be sent by such persons as each House may direct.

RULE 6. After bills shall have passed both Houses to be engrossed, they shall be in the charge of the Clerks of the two Houses, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law ; and, when engrossed, the said Clerks shall forthwith deliver the same to the Committee of the House of Representatives on Engrossed Bills ; and when the same shall have passed to be enacted in that House, they shall, in like manner be delivered to the Committee of the Senate on Engrossed Bills.

RULE 7. If any bill, resolve, or order, originating in one branch, is rejected in the other, notice thereof shall be given, under the signature of the Clerk, to the branch in which the same originated.

RULE 8. After bills shall have passed both Houses to be enacted, the Clerk of the Senate shall cause them to be laid before the Governor for his approbation, an indorsement being first made thereon by the Clerk of the House in which the same originated, certifying in which House the same originated, which indorsement shall be entered on the Journals by the Clerks respectively ; and the Clerk of the Senate shall enter on the Journal of the Senate the day on which the same were laid before the Governor.

RULE 9. All resolves and other papers, which are to be presented to the Governor for his approbation, shall be laid before him in the same manner as is prescribed in the case of bills.

RULE 10. All resolves proposing amendments of the Constitution, shall have three several readings in each House, and the final question upon adopting the same shall be taken by yeas and nays.

RULE 11. The President of the Senate shall preside in Conventions of the two branches ; and such Conventions shall be holden in the Representatives' Chamber ; and the Clerk of the Senate shall be Clerk of the Conventions.



RULE 12. When an agreement has been made by the two branches to go into Convention, such agreement shall not be altered or annulled, except by concurrent vote.

RULE 13. No business shall be entered on, in Convention, other than that which may be agreed on before the Convention is formed.

RULE 14. In all elections by joint ballot, a time shall be assigned therefor at least one day previous to such election.

RULE 15. Committees of Conference shall consist of three members on the part of each House, representing its vote; and their report, if agreed to by a majority of each Committee, shall be made to the branch asking the conference, and may be either accepted or rejected; but no other action shall be had, except through a new Committee of Conference.

RULE 16. All petitions referred to any committee without notice of their intended presentation having been given according to law, shall be reported back to the branch in which they were presented, with leave to withdraw, setting forth the cause.

RULE 17. The Committee on Printing shall act as a Joint Committee in cases requiring joint action; and as such may make regulations for the distribution of all documents printed or assigned for the use of the legislature, not otherwise disposed of, such regulations to be subject to the order of the two branches.

Under the general order to print a report, bill, or other document, the number printed shall be eight hundred. Either branch, by special order, may direct a larger number than eight hundred copies to be printed, which order shall be referred to the Committee on Printing, who may report thereon at any time when the Orders of the Day are not under consideration. If the document does not exceed one hundred pages, or if the number of copies proposed to be printed does not exceed four thousand, the report shall be considered without debate, otherwise it shall lie over one day, at the request of any member, and be debatable.

Leave to report in print, shall not be construed to authorize the printing of extended reports of evidence.

No binding or engraving shall be ordered, except upon the report of the Joint Committee on Printing accepted by the legislature.

Bills, reports, and other documents printed under the general order of either house, shall be distributed as follows, to wit: Two copies to each member of the Senate and House of Representatives (to be placed on his file under the direction of the Sergeant-at-Arms, if desired by the member); three copies to each clerk in either

branch, and three copies to each reporter in regular attendance, to whom a seat has been assigned by the presiding officer; twenty copies to the Executive; twenty copies to the Secretary's Office; six copies to the State Library; and when the document is the report of a committee, ten copies shall be assigned to the committee making the report. The Sergeant-at-Arms shall preserve as many as may be necessary for the permanent files to be placed in the lobbies and distribute the remainder under such regulations as may be prescribed by said Joint Committee.

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## RULES AND ORDERS

### OF THE

## HOUSE OF REPRESENTATIVES.

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### CHAPTER I.

#### *Of the Duties and Powers of the Speaker.*

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##### *Of the Duties and Powers of the Speaker.*

RULE 1. The Speaker shall take the chair every day at the hour to which the House was adjourned; shall call the members to order; and, on the appearance of a quorum, shall proceed to business.

RULE 2. He shall preserve decorum and order ; may speak to points of order in preference to other members ; and shall decide all questions of order, subject to an appeal to the House by motion regularly seconded ; and no other business shall be in order till the question on the appeal shall have been decided.

RULE 3. He shall declare all votes ; but if any member rises to doubt a vote, the Speaker shall order a return of the number voting in the affirmative, and in the negative, without any further debate upon the question.

RULE 4. He shall rise to put a question, or to address the House, but may read sitting.

RULE 5. In all cases the Speaker may vote.

RULE 6. When the House shall determine to go into a Committee of the whole House, the Speaker shall appoint the member who shall take the chair.

RULE 7. On all questions and motions whatsoever, the Speaker shall take the sense of the House by yeas and nays, provided one-fifth of the members present shall so require, and the call for yeas and nays shall be decided without debate. When the yeas and nays are taken, the roll of the House shall be called in alphabetical order, and no member shall be allowed to vote who was not upon the floor of the House when his name was called, or before the roll-call was finished.

RULE 8. He shall propound all questions, in the order in which they are moved, unless the subsequent motion be previous in its nature : except that, in naming sums and fixing times, the largest sum and longest time shall be put first.

RULE 9. After a motion is stated or read by the Speaker, it shall be deemed to be in possession of the House, and shall be disposed of by vote of the House ; but the mover may withdraw it at any time before a decision or amendment, except a motion to reconsider, which shall not be withdrawn after the time has elapsed within which it could be originally made.

RULE 10. When a question is under debate, the Speaker shall receive no motion, but to adjourn, to lay on the table, for the previous question, to close the debate at a specified time, to postpone to a time certain, to commit, to amend, to refer to the next General Court or to postpone indefinitely ; which several motions shall have precedence in the order in which they stand arranged : and a motion to strike out the enacting clause of a bill shall be equivalent to a motion to postpone indefinitely.

RULE 11. He shall consider a motion to adjourn as always first in order; and that motion, and the motions to lay on the table, and to take from the table, shall be decided without debate.

RULE 12. He shall put the previous question in the following form: "*Shall the main question be now put?*"—and all debate upon the main question shall be suspended, until the previous question shall be decided. The adoption of the previous question shall put an end to all debate, and bring the House to a direct vote upon pending amendments, if any, in their regular order, and then upon the main question.

RULE 13. On the previous question, not exceeding ten minutes shall be allowed for debate, and that only to give reasons why the main question should not be put, and no member shall speak more than three minutes. All questions of order, arising after a motion is made for the previous question, shall be decided without debate, excepting on appeal, and, on such appeal, and on the previous question, no member shall be allowed to speak more than once without leave of the House.

RULE 14. A motion to close the debate at a specified time, shall be put not less than thirty minutes before the time stated.

RULE 15. When two or more members happen to rise at once, the Speaker shall name the member entitled to the floor.

RULE 16. All Committees shall be appointed and announced by the Speaker, unless otherwise specially directed by the House.

RULE 17. The Speaker shall have the right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond two days.

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## CHAPTER II.

### *Of the Duties, Rights and Decorum of Members.*

RULE 18. Every seat, which shall be drawn by any member, at the beginning of the session, shall be his seat during the year, unless he have leave of the Speaker to change it.

RULE 19. The desks on the right and left of the Speaker shall be appropriated to the use of the Clerk and the Committees on Bills.

RULE 20. Every member, when about to speak, shall rise and respectfully address the Speaker, confine himself to the question under debate, avoid personality, and sit down when he has finished.

No member shall speak out of his place without leave of the Speaker.

RULE 21. No member speaking shall be interrupted by another, but by rising to call to order.

RULE 22. No member shall speak more than twice on one question, without first obtaining leave of the House; nor more than once, until the other members, who have not spoken, shall speak, if they desire it.

RULE 23. When a vote has passed, except on the previous question and on motions mentioned in Rule eleventh, it shall be in order for any member of the *majority* to move for a reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall, (except in the last week of the session,) be placed first in the Orders of the Day for the day succeeding that on which it is made; but if first moved on such succeeding day, it shall be forthwith considered; and when a motion for reconsideration is decided, that decision shall not be reconsidered, and no question be twice reconsidered: *provided, however*, that a motion to reconsider a vote, upon any incidental or subsidiary question, shall not remove the main subject under consideration from before the House, but shall be considered at the time when it is made.

RULE 24. Bills, resolves, and other papers, in reference to which any member has a right to move a reconsideration, except petitions, orders of inquiry and orders of notice, shall remain in the possession of the Clerk until the right of reconsideration has expired: *provided*, that the operation of this Rule shall be suspended during the last week of the session.

RULE 25. No member shall be obliged to be on more than two Committees at the same time, nor Chairman of more than one.

RULE 26. No member shall be permitted to stand up to the interruption of another, while any member is speaking, or to pass unnecessarily between the Speaker of the House and the person speaking; nor shall any member be permitted to stand in the alleys or in the area in front of the chair, during the session of the House.

RULE 27. All proceedings of the House in secret session, and every matter relating to the same, shall be kept secret, until the House shall remove the injunction of secrecy.

RULE 28. Every member who neglects to give his attendance in the House for more than six days after the session commences, shall, on making his appearance therein, be held to render the reason of such neglect; and in case the reason assigned be deemed by the

House sufficient, such member shall be entitled to receive pay for his travel, and not otherwise; and no member shall be absent more than two days, without leave or excuse of the House.

**RULE 29.** When any member is guilty of a breach of either of the Rules and Orders of the House, he may be required by the House, on motion, to make satisfaction therefor, and shall not be allowed to vote or speak, except by way of excuse, till he has done so.

**RULE 30.** No member shall be permitted to vote, or serve on any Committee, in any question where his private right is immediately concerned, distinct from the public interest.

**RULE 31.** Every member present in the House when a question is put, where he is not excluded by interest, shall give his vote, unless the House, for special reasons, excuse him. Any member desiring to be so excused on any question, shall make application to that effect before the House is divided, or before the calling of the yeas and nays; and such application shall be accompanied by a brief statement of reasons, and decided without debate.

**RULE 32.** Every motion shall be reduced to writing, if the Speaker so directs.

**RULE 33.** Any member may call for the division of a question when the sense will admit of it. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall neither preclude amendment, nor a motion to strike out and insert.

**RULE 34.** Motions and Reports may be committed, or recommended, at the pleasure of the House.

**RULE 35.** No motion or proposition, of a subject different from that under consideration, shall be admitted under color of amendment.

**RULE 36.** The unfinished business, in which the House was engaged at the time of the last adjournment, shall have the preference in the Orders of the Day next after motions for reconsideration.

**RULE 37.** No Rule or Order of the House shall be dispensed with, altered, or repealed, unless two-thirds of the members present consent thereto; but Rules fifty-two and sixty shall not be suspended, unless by unanimous consent of the members present.

**RULE 38.** When a vote is doubted, the members for or against the question, when called on by the Speaker, shall rise and stand till they are counted.



RULE 39. All questions relating to the priority of business to be acted upon, shall be decided without debate.

RULE 40. Every question of order shall be noted by the Clerk, with the decision thereon, and inscribed at large on the journal.

RULE 41. When a motion is made to refer any subject, and different Committees shall be proposed, the question shall be taken in the following order:—a Standing Committee of the House—a Select Committee of the House—a Joint Standing Committee—a Joint Select Committee.

RULE 42. It shall be the duty of each member of the House who moves that any Standing Committee be instructed to inquire into the expediency of amending an existing law or laws, to point out the amendment, which he deems expedient, in writing, to accompany his motion, or to furnish a written statement thereof to such Committee, if by them required.

RULE 43. No person, other than members and officers of the legislature, shall be admitted within the bar of the House during its session, except by invitation of a member of the House, or by leave of the Speaker.

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### CHAPTER III.

#### *Of the Duties of Monitors.*

RULE 44. Two Monitors shall be appointed for each Division of the House, whose duty it shall be to see to the due observance of the orders of the House, and, on demand of the Speaker, to return the number of votes and members in their respective Divisions.

RULE 45. If any member transgress any of the Rules or Orders of the House, and persist therein after being notified thereof by any Monitor, it shall be the duty of such Monitor to give information thereof to the House.

RULE 46. If the Speaker is absent beyond the time designated in the seventeenth Rule, any Monitor present designated by the Clerk shall call the House to order, and preside until the Speaker assume his seat, or a Speaker *pro tem.* be chosen.

## CHAPTER IV.

*Of Petitions, Memorials, &c.*

RULE 47. All papers addressed to the House, except petitions, memorials and remonstrances, shall be presented by the Speaker, or by a member in his place, shall be read by the Speaker, Clerk, or such other person as the Speaker may request, and be taken up in the order in which they were presented, unless the House otherwise directs.

RULE 48. Every member, presenting to the House a petition, memorial, or remonstrance, shall indorse his name thereon, with a brief statement of the nature and object of the instrument, and the reading of the same from the Chair shall in all instances be dispensed with, unless specially ordered by the House.

RULE 49. All reports, petitions, memorials, remonstrances, and papers of a like nature, shall be presented during the first hour of each session of the House, and at no other time; and the Speaker shall call on the several Divisions, in regular succession, for such papers.

RULE 50. All petitions, referred to any committee without notice of their intended presentation having been given according to law, shall be reported back to the House with leave to withdraw.

RULE 51. Any Order proposed for adoption shall be passed over for that day without question, if any member of the House shall so request; and the same shall be considered and disposed of, on the succeeding day.

RULE 52. Use of the Representatives' Chamber shall not be granted for any purpose unless by a vote of four-fifths of the members present.

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CHAPTER V.*Of Bills, Resolves, and Grants.*

RULE 53. The first reading of a bill shall be for information, and if opposition be made to it, the question shall be, "*Shall this bill be rejected?*" If no opposition be made, or if the question to reject be negatived, the bill shall go to its second reading without a question.

RULE 54. No bill or resolve shall pass to be engrossed without being read on three several days.

**RULE 55.** All bills and resolves shall be written in a fair, legible hand, without interlineations, on not less than one sheet of paper, with suitable margins, and spaces between the several sections or resolves.

**RULE 56.** No bill or resolve shall be introduced to the House, unless reported by a Committee, without having first been read for information only, and special leave thereupon granted; and, when thus introduced, such bill or resolve shall be committed, before it is ordered to a second reading. When any bill, resolve, order, petition, memorial or remonstrance, has been finally rejected, no other, substantially the same, shall be introduced by any committee or member during the same session.

**RULE 57.** No engrossed bill or resolve shall be sent to the Senate, without notice thereof being given by the Speaker.

**RULE 58.** No private act or resolve, affecting the character or property of any individual, shall pass the House, unless such individual be notified of its pendency.

**RULE 59.** All bills and resolves involving an expenditure of public money, shall, after their first reading, be referred in course to the Committee on Finance, for report on their relation to the Finances of the Commonwealth.

**RULE 60.** All bills and resolves in their third reading shall be committed to the Standing Committee on Bills in the Third Reading, to be by them examined, corrected, and reported to the House; but no change shall be made by them in the subject-matter of any bill or resolve, unless the same shall be reported to the House as an amendment.

**RULE 61.** All engrossed bills and resolves shall be committed to the Standing Committee on Engrossed Bills, to be strictly examined; and if found truly and rightly engrossed, they shall so report to the House, and the same be passed to be enacted, without any further reading, unless, on motion of any member, a majority of the House shall be in favor of reading the same as engrossed.

**RULE 62.** No engrossed bill or resolve shall be amended.

**RULE 63.** Bills and resolves in their third reading shall be made the order of the day, for the day next succeeding that on which leave was given to read them a third time; and all reports of committees, not by bill or resolve, whether joint or of this House, shall be made the order of the day for the day next succeeding that on which they have been read in this House, unless the House otherwise direct; and the Speaker shall order accordingly; and,

after entering on the Orders of the Day, they shall be disposed of in course.

RULE 64. All amendments, proposed by the Senate and sent back to the House for their concurrence, shall be committed to the committee which reported the measure proposed to be amended, unless such committee be composed of members of both branches.

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## CHAPTER VI.

### *Of Committees, their Powers and Duties.*

RULE 65. The following Standing Committees shall be appointed at the commencement of the political year, viz. :—

A Committee on the Judiciary ;

A Committee on Matters of Probate and Chancery ;

A Committee on Finance ;

A Committee on Elections ;

A Committee on Bills in the Third Reading ;

A Committee on Engrossed Bills ;

And each of these Committees shall consist of seven members :

A Committee on County Estimates ;

A Committee on the Pay Roll ;

A Committee on Leave of Absence ;

A Committee on Public Buildings ;

A Committee on Printing ;

And each of these Committees shall consist of five members.

RULE 66. In all elections by ballot, a time shall be assigned for such election, at least one day previous thereto.

RULE 67. In all elections of Committees of the House, by ballot, the person having the highest number of votes, shall act as Chairman.

RULE 68. All papers in possession of any member obtaining leave of absence, shall be left by him with the Clerk.

RULE 69. All Committees, except the Standing Committees, having business referred to them, shall make report of their doings therein, within four days after such reference.

RULE 70. All Committees may report by bill, resolve, or otherwise.

RULE 71. The Rules of proceeding in the House shall be observed in a Committee of the whole House, so far as they may be applicable, except the Rule limiting the times of speaking ; but no member shall speak twice upon any question, until every member,

choosing to speak, shall have spoken. A motion to rise, report progress, and ask leave to sit again, shall be always first in order, and be decided without debate.

**RULE 72.** The rules of parliamentary practice comprised in Cushing's Manual, and Cushing's Elements of Law and Practice of Legislative Assemblies, shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House, or the Joint Rules and Orders of the two branches of the legislature.

## [ No. 4. ]

[ See Journal, pages 410, 421, 455, 471, 525. ]

MESSAGE OF THE GOVERNOR ON THE SUBJECT OF THE BILL TO REGULATE THE SALE OF INTOXICATING LIQUORS. ALSO, THE REPORT OF THE COMMITTEE ON THE JUDICIARY, ACCEPTED BY THE HOUSE, RETURNING THE SAME TO HIS EXCELLENCY.

## MESSAGE.

EXECUTIVE DEPARTMENT, BOSTON, April 23, 1868.

*To the House of Representatives.*

I have the honor to inform the House of Representatives, in which it originated, that the bill entitled An Act to regulate the sale of intoxicating liquors has to-day become a law of the Commonwealth by its failure to receive the approval of the Governor within the limit of time prescribed by the Constitution.

Having publicly recognized in my annual message the judgment of the people as decisively favoring a change of policy in regard to the traffic in intoxicating drinks, I have no desire to thwart their will as expressed through a General Court elected on this specific issue. I am content that the responsibility for this legislation should rest where it has been placed by the deliberate action of my fellow-citizens; and to remit to them, as the tribunal of final resort, for their approval or reversal, the policy adopted by their immediate representatives.

But I am not content that the withholding my formal assent to this bill shall be construed as a tacit approval of its provisions, or as indifference to the important principles it involves. I desire, by this direct method, to place upon record my earnest conviction that the restrictions it provides are not in accordance with the measure of regulation demanded by the people of the Commonwealth.

I am not unaware that, by a summary and unconditional repeal of existing statutes, it imposes a heavy burden upon the treasury; and that, releasing convicted violators of law in large numbers from the penalties due to their offences, it makes no provision to exclude

them from the full privileges of the Act; while a violation of the Act itself not only works a forfeiture of these privileges, but subjects the offender to fine and imprisonment. And further, that it remits to the chances and vicissitudes of municipal action, at annual meetings, that grave and momentous authority of legislating for the whole people of the Commonwealth by their representatives in General Court assembled, which is our constitutional guaranty for the enactment of laws impartially affecting and restraining all.

While I am not insensible to these and other minor but yet serious objections, I feel that there is another, which, in the magnitude of the threatened evil, overshadows all. The fourth section of the bill throws open public bars and tippling houses in every quarter of the State. It leads into temptation the young and the weak; it spreads a snare for the stranger and the unwary. It replaces thrift with waste; and the peace of quiet neighborhoods with boisterous and reckless disorder. It is destructive to the influences of the family and the fireside; adverse to good morals; and repugnant to the religious sentiment of the community.

To a measure like this, which as a citizen I could not support, as the Chief Magistrate of the Commonwealth I cannot affix my signature in approval; and declining to return it with my objections, for the reasons I have given, I refer it to the judgment and the conscience of all the people of Massachusetts.

ALEXANDER H. BULLOCK.

#### REPORT.

HOUSE OF REPRESENTATIVES, May 7, 1868.

The Committee on the Judiciary, to whom was referred the Message of His Excellency the Governor, of April 23d, 1868, respecting the Act to regulate the sale of Intoxicating Liquors, having fully examined and considered the subject, submit the following Report:

The Committee find, that on the seventeenth day of April last, an "Act to regulate the sale of Intoxicating Liquors," having passed to be enacted, was laid before His Excellency for his revival, as required by the constitution. On the twenty-third of April His Excellency, by the message under consideration, informed the House that the bill has failed to receive his approval. He did not, however, return the bill to the House, with his objections thereto, that the legislature might consider and act upon the same, as pro-

vided in the constitution, but informed the House that he had held back the bill for more than five days, so that it had become a law. This was by virtue of another provision of the constitution, made "to prevent unnecessary delays."

The Committee find that it has not been the custom, where a bill becomes a law by virtue of the provision to prevent delays, for the Governor to communicate that fact to the legislature. The practice has always been for the secretary of the Commonwealth to certify the fact, and append the statement to the Act, when it is published.

His Excellency, in his message, after informing the House that the bill has failed to receive his approval, proceeds to state his objections thereto. He says: "I desire, by this direct method, to place upon record my earnest conviction that the restrictions it provides are not in accordance with the measure of regulation demanded by the people of the Commonwealth;" that "it imposes a heavy burden upon the treasury;" that it relieves large numbers from the penalties for their offences against the prohibitory law, and makes no provision for excluding them from the privileges of the license law, from which, in his opinion, they ought to be excluded.

Another objection of His Excellency is, that "it remits to the chances and vicissitudes of municipal action, at annual meetings, that grave and momentous authority of legislating for the whole people of the Commonwealth, by their representatives in general court assembled, which is our constitutional guaranty for the enactment of laws impartially affecting and restraining all."

Denominating the above "serious objections," His Excellency proceeds to state another objection in these words: "I feel that there is another which, in the magnitude of the threatened evil, overshadows all." His Excellency then pronounces his opinion that the fourth section of the Act "leads into temptation the young and the weak, and spreads a snare for the stranger and the unwary. It replaces thrift with waste; and the peace of quiet neighborhoods with boisterous and reckless disorder. It is destructive to the influences of the family and the fireside; adverse to good morals, and repugnant to the religious sentiment of the community."

His Excellency concludes by saying of the Act, that it is one "which, as a citizen, I could not support; as the chief magistrate of the Commonwealth, I cannot affix my signature to in approval."

It is difficult to imagine more potent reasons for the disapproval of a bill than those above assigned by His Excellency. He denounces the Act as not conforming to the demands of the people



and as dangerous to good morals, to peace, to the sacred family relation and influences, and, finally, to religion itself; a law which, as a citizen, he cannot support, and to which, as chief magistrate, he cannot give his approval. Yet His Excellency has not returned the bill to the legislature, with his reasons for disapproval. On the contrary, he has voluntarily taken upon himself the sole responsibility of causing it to become a law just as it stood when presented to him, and has deprived the legislature of its constitutional privilege of hearing the objections of the Governor in season to take action upon the bill, and either reject it altogether or amend it, or pass it by the constitutional majority of two-thirds.

By voluntarily retaining a bill more than five days, the Governor is as much responsible for its becoming a law, in the very form in which it was presented to him, as if he had affixed to it his signature the moment it was placed in his hands. In each case, alike, the legislature is deprived of the opportunity of reconsidering and acting upon the bill, after receiving the benefit of his suggestions.

This anomalous and unprecedented situation of things calls upon the Committee to examine the subject in the light of the constitutional rights and duties of the people, the legislature and the executive.

By the constitution, the Governor is made a part of the legislative power, and has legislative functions assigned him, in the due execution of which the people have a deep interest. The people have provided a security to themselves against hasty and unwise legislation, by the general rule, that no bill shall become a law without the concurrence of two independent legislative houses and of the Governor. The approval of the houses is expressed by a vote of the majority of each, and that of the Governor by his signature. The express terms of the constitution are, (part II., chapter I., section 1, article 2 :) "No bill or resolve of the Senate or House of Representatives shall become a law and have force as such, until it shall have been laid before the Governor for his revisal; and if he, upon such revision, approve thereof, he shall signify his approbation by signing the same."

Provision is then made for the only other alternative, viz., the Governor's having such objections to the bill, that he is unwilling to sign it. The provision is this: "But if he have any objection to the passing of such bill or resolve, he shall return the same, together with his objections thereto in writing, to the Senate or House of Representatives, in whichever the same shall have originated, who

shall enter the objections sent down by the Governor, at large, on their records, and proceed to reconsider the said bill or resolve."

In the opinion of the Committee, these two modes are the only modes in which the Governor can properly deal with a bill laid before him for his revisal, where he has, as he had in this case, full time for its examination.

There is a provision of the constitution to protect the legislature against the effect of delays on the part of the Governor, whether accidental or intentional. It is in the following words: "And in order to prevent unnecessary delays, if any bill or resolve shall not be returned by the Governor within five days after it shall have been presented, the same shall have the force of a law."

The Committee are clear in the opinion that this provision was not intended to afford to the Governor a third constitutional mode of discharging his duties as a part of the legislative power. It was intended only to prevent the will of the legislature being defeated by a Governor's keeping back a bill indefinitely, without discharging his constitutional duty of either approving or disapproving it, officially. That we are right in our view of the Governor's relations towards bills presented to him, we are assured by many considerations.

It is of the greatest importance that a law which all citizens are bound to obey, should go forth with the highest possible sanctions. The sanctions provided by the constitution are, the vote of the two houses and the signature of the Governor. This accounts for the first provision of the constitution. The second is made to meet the case of the Governor having objections so strong that he cannot affix his signature of approval. For such a contingency there is but one course provided, and that is clearly marked out, and rests upon the strongest reasons. It is not intended that in case of his disapproval the bill shall perish, but it is provided that the legislature may have an opportunity to amend it, and so secure the concurrence of the Governor. This is a valuable privilege of the people and of the legislature. To secure it, the constitution requires the Governor, if his objections are such that he cannot sign the bill, to return it to the legislature, not simply with a statement of his disapproval, but with his reasons therefor, that the legislature may have the benefit of the same; and in writing, that there may be no mistake or misunderstanding. It then becomes the duty of the legislature to reconsider the same, in the light of the Governor's objections. This privilege or opportunity of the legislature we

consider a sacred right in them and in the people they represent; and we consider it an equally sacred duty of the Governor to give the legislature that opportunity, before the bill shall have passed beyond the control of both, by the mere operation of time. The reasons for this are, that it is important that an Act should be made as perfect as possible by interchange of opinion, and that, if possible, it shall go the people with the sanction of the Governor's approval. A further reason is, that the constitution has provided a substitute for the Governor's signature, in a vote of two-thirds of each branch of the legislature. It is supposed that such a vote will present to the people, who are to obey the law, a sanction equivalent to the Governor's signature. But this vote of two-thirds can be obtained only in one way, viz.: by the Governor's returning the bill to the legislature before it shall become a law by lapse of time. It is, moreover, an essential prerequisite that the legislature shall have had the Governor's objections in writing before they shall proceed to the vote. The significance of this vote of two-thirds is not only in its numbers, but in the fact that it is made after a consideration of the Governor's objections. If we apply these principles and reasons to the present case, we find that the Governor has voluntarily, by withholding the bill more than five days, caused it to become a law without the advantage of the sanction of his signature; that he has deprived the legislature of the opportunity, if it should think fit, of revising the law so as to obtain his sanction; and of the further opportunity, in case it should not choose to amend the bill, of sending it forth to the people, with the sanction of a two-thirds vote of each branch, given after having heard the Governor's objections; and we further find that in addition to causing the bill to become a law, without the advantage of either of these sanctions, or a chance for obtaining them, His Excellency has by this message, sent the bill out to the public, whose obedience to it he, as executive, is required to enforce, with the stigma not only of his declared disapproval, but of his severest official and personal denunciations.

We are constrained, therefore, to report to the House, that in the unanimous opinion of the Committee, the course taken by His Excellency with reference to this bill, has no warrant of the constitution, and operates a very serious injury to the rights of the people and the legislature, and to the authority and dignity of the laws.

Our attention is now called to the legal nature of this message, and to the disposal to be made of it by the House.

There have been instances, where a Governor, after approving a

bill, has sent a message to the legislature explaining his approval, as where, at the end of a session, he has not had full time for consideration, or where he has, or thinks he might have, some objections to it, which are not sufficient to justify his returning the bill, but which he still wishes to place upon record. Although we doubt the propriety and utility of such a course, unless in some very special case, yet it has not the injurious effects of the course taken in the present instance; for, in the supposed case, the Act goes to the public with the sanction of the Governor's signature, the force of which will not be much diminished by any message of explanations.

The Committee find that it is also the custom for Governors to send messages to the legislature, calling its attention to subjects, which in their opinion may require legislation. The annual message is sent to both houses, in convention. Special messages of this description, sent for convenience to one house, and most frequently to the Senate, make some reference almost always in form, and always by implication, to the entire legislative body. In examining this message, we find that it is addressed to the House of Representatives only, and for the assigned reason that the bill originated in that House, as if the message had been a veto message. It nowhere refers to the entire legislative body, and makes no recommendations of legislation. Viewing the message in every light, we are persuaded that it is not and was not intended to be a message to the legislative body through the House of Representatives, recommending legislation, or communicating facts from the executive for the use of the legislative department.

We can see in it only an act of anomalous character; a denunciation of a bill which His Excellency took the sole responsibility of making into a law, before that branch of the legislature which passed it by a very large majority; the last step in a course attended by the evils we have endeavored to set forth, and which it is of the greatest importance we should prevent being drawn into a precedent.

His Excellency has stated some reasons why, disapproving the bill as he does, and refusing to sign it, he yet did not return it to the House with his objections. These deserve our serious consideration. They are contained in the following paragraph of his message:—

“Having publicly recognized, in my annual message, the judgment of the people, as decisively favoring a change of policy in regard to the traffic in intoxicating drinks, I have no desire to thwart their will as

expressed through a general court, elected on this specific issue. I am content that the responsibility for this legislation should rest where it has been placed by the deliberate action of my fellow-citizens; and to remit to them, as the tribunal of final resort, for their approval or reversal, the policy adopted by their immediate representatives."

Undoubtedly, the people did, at the late election, by a decisive majority, favor a change of policy, from a system of prohibition to a system of licenses. It is equally undoubted, that the elections did not determine the specific form or the details of the license system to be adopted. This is no where better expressed than in His Excellency's annual message: "After ample consideration and free discussion, they have expressed at the ballot-box, their emphatic disapproval of the prohibitory law, so-called, with its present penalties and methods of enforcement. Precisely what policy shall be adopted in its stead, they have not so distinctly intimated." As His Excellency further suggests, in his annual message, they necessarily left to the legislative power, the specific character and details of the new system. But in so doing, the people did not and could not relieve the Governor from his share in the exercise of that legislative power. This law, like all others, was to be made within the constitution. This law, like all others, was to be laid before the Governor for his revision; and for this law as for all others, the people still required his revision and the responsibility, on his part, of either giving it his sanction by his signature, or returning it to the legislature, with his objections, that they might amend it so as to secure his approval, or be able to send it forth with the equivalent sanction of a two-thirds vote, had after a knowledge of his objections. We can see nothing in the late elections, that in the slightest degree relieves the Governor from the obligation to perform his duties, as a part of the legislative power, in respect to this Act, or as he suggests in the paragraph cited from this message, to throw the responsibility for this legislation upon the two houses solely; or in any novel and peculiar manner, to remit our action to the judgment of the people, securing himself from responsibility. His only mode of throwing the responsibility from himself upon the two houses would have been to return the bill to them with his objections.

We cannot see, therefore, that the reasons assigned by His Excellency are such, as in the discharge of our constitutional duty, we can defer to.

The remaining question is,—what disposal the House shall make

of the message? As the message is directed to the House only, and suggests no legislation, and communicates no facts for the use of the entire legislature, we do not think it necessary, or proper, to communicate it to the Senate or to seek any joint action upon it. The responsibility for its disposal lies with the House. We have not thought fit, in this Report to enter into any discussion of the soundness of the objections made by His Excellency to the statute. As he has by his course, deprived the House of the opportunities of reconsidering the bill in the light of his objections, we do not see that there is any mode in which the House can profitably or properly employ itself in a consideration of their merits.

With the views we entertain of the injurious and unwarranted course taken by the Governor with this Act, of which course this message is a part; and unable to see any reason, founded in law or sound policy, why this message should have been addressed to this House; and feeling that a decisive step on our part is necessary to prevent the course taken by His Excellency in this instance from passing into a precedent in some future case of conflicting opinions, we take the responsibility of advising the House to return the message to His Excellency, with a respectful statement of the reasons for so doing.

Per order,

RICH'D H. DANA, JR., *Chairman.*



# I N D E X .

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## A.

- Abbott, Levi A., his seat contested, 12, 18, 19; Report, 117, 125, 130; declared entitled to his seat, 134.
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- Adjournment, question of, 184, 186, 205, 221, 256, 302, 311, 316, 464. (See House of Representatives, hour of meeting.)
- Adjustable Car Company, Boston and Chicago, Bill to incorp. (on leave) 295, 421, 439, 441, 442; enacted, 465.
- Adjutant-General, report of his expenses, 20; Annual Report of, 229; report concerning the same, 309; acc'd, 316.
- His clerks, Order concerning, 46; Report, 64; acc'd, 69.
- Agawam Bridge, Bill to extend the time for constructing (on leave) 414, 466, 481, 485, 489, 527, 537, 539; enacted, 578.
- Agency, State, at Washington, so much of Gov.'s address as relates to, ref'd, 13.
- Aglar, N. F., Pet. 69; Report (leave, &c.) 129; acc'd, 140.
- Agricultural College, (Mass.,) so much of the Gov.'s address as relates to, ref'd, 13.
- Report of Trustees, 23; printing and distribution of the same, 23, 50, 52, 230, 264, 267.
- Loan of arms to, Order, 133; Resolve, 190, 195; passed, 214.
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- Agricultural Societies, bounties to, Pet. for repeal of laws granting, 186; Report (leave, &c.) 190; acc'd, 195; Pet. for same, 87; Report (leave, &c.) 213; acc'd, 218.
- Agriculture, Board of, Pet. for abolition of, 306; Report (leave, &c.) 363; acc'd, 372. (See King, George A.)
- Akin, David K., Pet. (and Pets. in aid and against) 29, 45, 49, 62, 65, 69, 72, 73, 83, 102, 109, 116, 126, 149.
- Albany Street, Boston, extension of, Pet. for, 83; Remonstrance, 124, 247; Report, (leave, &c.) 491, 540; acc'd, 544.
- Albany Street Freight Railway Co., Bill to incorp. (on leave) 47, 149, 154, 158, 162, 173, 185, 188, 191, 240, 255, 261, 267; enacted, 304.
- Alderton, Point, Resolve concerning the purchase of land at, 466, 476, 485, 493; passed, 548.
- Allen, A. H., Pet. 229; Report (leave, &c.) 324; acc'd, 352.
- Almshouses, State, (and Rainsford Island Hospital,) Order concerning Inspectors of, 187; Bill, 271, 289, 302, 311, 318, 342, 352; rej. 356, 357.
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- American Colonization Society, Resolve in favor of, (on leave,) 193, 202; rej. 211.
- American Steamship Co., Bill in addition to an Act to incorp. (S.) 463, 483, 492, 502; enacted, 523.
- Andrew, Ex-Governor, statue of, Pet. concerning, 375; Resolve, 418, 425, 432; passed, 447.
- Andrew, Town of, Pet. for incorp. of. (See Holbrook, D. J.)
- Andrews, Benjamin H., a deed made by, Pet. concerning, 86; Bill to confirm the same, 270, 275, 289; enacted, 355.
- Animals, Cruelty to, Massachusetts Society for the Prevention of, Pet. for its incorp. 81; Bill, 227, 231, 234; enacted, 248.
- Bill for the more effectual prevention of, (S.) 378, 427, 438, 441; enacted, 465.
- Bill to authorize officers to interfere, in cases of, (on leave) 632, 640, 641; rej. by Senate, 657.
- Apponagansett River, seining of fish in, Pet. to prohibit, 81; Report (leave, &c.) 417; acc'd, 425.
- Appropriations, for military accounts, Order concerning, 103; Report, 110; acc'd, 118.
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- Arlington and Lexington Horse Railroad, Pet. for incorp. of, 31, 46; Bill, 122, 130, 140; enacted, 172.
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- Arson, punishment of with death, Pet. for, 286; Report (leave, &c.) 335; acc'd, 347.
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- Ashley School and Charitable Fund, Bill concerning, (S.) 634; enacted, 652.
- Attleborough M. F. Insurance Co., Pet. for extension, 202; Bill, 248, 260, 267; enacted, 284.
- Attorney-General, Report of, 24. (See Witnesses; also Murder, Indictments for.)
- Assistant, Bill to establish the office of, 133, 152, 158, 160; enacted, 222.
- Auditor, report of his expenses received, 8, 19; Report concerning acc'd, 21.
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- Bail in criminal cases, Order concerning, 300; Report (inexped.) 358; acc'd, 372.
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- Ballou, Maturin M., Pet. 145; Report (leave, &c.) 417; acc'd, 425.
- Bankruptcy, assignments in, Order concerning, 306; Bill requiring registers of deeds to record, 524, 529, 535; enacted, 577.
- Banks, list of, 69; Report concerning, 134; acc'd, 140.
- Circulation of, Bill concerning, 314, 358, 365, 372; enacted, 477.
- Tax on, Order concerning, 162; Resolution, 406; passed, 412; rej. by the Senate, 445.
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- Bank shares, taxing of, Order concerning, 313; Bill, 417, 426, 433, 438, 439, 648, 653, 664; enacted, 673.
- Bar Island, in Ipswich, Pet. against taking sand from, 293; Report. (leave, &c.) 516; acc'd, 529.
- Barnstable, protection of Sea-fowl in its waters, Pet. concerning, 247; Bill, 326, 361, 365; enacted, 414.
- Barnstable County, probate courts in, Bill concerning, (S.) 355, 428, 437, 441; enacted, 454.
- Barrows, Lydia, Pet. 377; Resolve on the same, 417, 425, 432, 434; passed, 503.
- Bayley Hat Co., Pet. 18, 123; Bill confirming its charter, 133, 143, 162, 172, 176, 266; enacted, (the Senate having reconsidered the vote rejecting it,) 405.
- Bay State Steamboat Co., Bill authorizing it to hold real estate in Newport, (S.) 579, 590, 594, 599; enacted, 613.
- Belmont, valuation of, Bill concerning, (on leave) 257, 288; rej. 297.
- Berkshire County, probate courts in, Bill concerning, (S.) 641; enacted, 651.
- Berkshire, County Commissioners of, Bill authorizing them to lay out a road, &c., (on leave) 541, 567, 577, 581; passed, 593.
- Berkshire Courts, Pets. concerning, 196, (Com. on, 214,) 228, 272, 285, 306, 307, 322, 374, 377, 379, 406, 407; Bill removing, from Lenox to Pittsfield, 554, 582, 598, 612, 627; enacted, 639; supplementary Bill, 652, 657, 672; enacted, 673.
- Betterment Law, extended to cities, Pet. (of Chelsea) 63; Bill, 68, 72, 76, 77, 80, 203, 216, 220; enacted, 225.
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- Birds, certain, preservation of, Bill concerning, (on leave) 129, 164, 173, 176, 201, 211, 214, 218, 219, 223, 227, 231, 296, 323, 340; enacted, 352. (See also Eggs.)
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- Blackinton Union School, Pet. for establishment of, 60; Bill, 196, 203, 211; enacted, 223.
- Blackstock, David E., Pet. 116; Resolve in favor of, 230, 267, 376, 379, 409, 421, 432, 440, 446, 463, 490, 505, 524. (See chapter 338 of Acts of 1868.)
- Blind, Asylum for, annual report of, 223; Pet. of, 186; Resolve in aid of to meet current expenses, 163, 226, 231, 234; passed, 272.
- Resolve in aid of for repairing buildings, &c., 163, 226, 231, 234; passed, 272.
- Blodgett, Caleb, Pet. 313; Report, (leave, &c.) 414; acc'd, 419.
- Bolton, Town of. (See Hudson.)
- Bonds in civil cases, Bill concerning, (on leave) 420, 432, 437; enacted, 559.
- Bonds, stamping of, Bill concerning, (repealing section 15 of chapter 15 of the Gen. Stats.) on leave, 537, 560, 568; enacted, 598.
- Boston, City of:
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  - Bill to revise its charter, (S.) 591, 632, 640; ref'd to next Gen. Ct. 641.
  - Abatement of a nuisance in, &c., Pet. for, 24; Bill, 410, (minority report, 414,) 415, 421, 432; enacted, 578.
  - Streets of, vacant lands abutting on, Bill relating to, (on leave) 368, (Remonstrance, 413,) 420; rej. 432.
  - Streets of, laying out, altering, &c., Order concerning, 265, 307; Bill, 490, 502, 524, 573, 580, 589; enacted, 592.
  - Private ways in, Bill relating to, (S.) 373, 444, 450, 457. [Enacted May 11, and record omitted in printed Journal by mistake.]
  - Petition of for leave to manufacture gas, 45, 52; Report, (leave, &c.) 362, 378; acc'd, 419.
  - Municipal Court of, Assistant-Clerk of, his salary, Bill providing for payment, 307, 314, 317, 320; enacted, 384.

- Boston, City of, Overseers of the poor of, Bill in relation to, (on leave) 299, 309, 315, 318; enacted, 384; returned to the House, 426, 437; enacted, 446.**  
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- Boston and Albany Railroad, Report of State Directors of, 8, 25; Report concerning, (no legislation) 198, 224, 227; ref'd to a special committee, 368; Report of the same, 579, 599, 612, 634, 639; ref'd to the next Gen. Ct. 648.**  
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**Treasurer of directed to report certain facts, 127; reply, 159, 195; Report concerning acc'd, 266. (See Western Railroad.)**
- Boston, Barre and Gardner Railroad, Pet. for extension of time, 33; Bill, 111, 113, 126; enacted, 135.**
- Boston, Hartford and Erie Railroad, Bill concerning, (on leave) 175, 247, 260, 297, 303, 318; enacted, 405.**  
**Pet. of for connection of tracks, 30; Report, (leave, &c.) 246; acc'd, 261.**  
**Order for repeal of loan Act, rej. 347, 351.**
- Boston and Maine Railroad, Pet. for change of location in Andover, &c. 28; Bill, 51, 55, 58, 79; enacted, 88.**
- Boston and Providence Railroad. Pet. for leave to move the West Mansfield station, 30, 57; Bill, 71, 76, 80; enacted, 108.**  
**Pets. concerning their station house in Roxbury, 136, 169; Bill, (repealing the Act of 1867,) 614, 627, 635; enacted, 651.**
- Boston and Worcester and other railroads, Bill to amend the Act of 1867 concerning, (on leave) 429, 538; indef. postponed, 560.**
- Boston Children's Aid Society, Pet. 264; Bill to amend its charter, 359, 365, 372; enacted, 385.**
- Boston Corn Exchange, Bill to incorp. (on leave) 164, 190, 195, 199; enacted, 214.**
- Boston Dental College, Pets. for and against incorp. of, 93, 319; Bill to incorp., 317, 320, 321, 322, 325, 327; enacted, 342. (Veto message sent to the Senate.)**  
**New bill, 418; (Pets. concerning, 440, 445, 448,) 483, 492, 528, 535; enacted, 581.**
- Boston and Hingham Steamboat Company, Pet. for increase of capital, 53, 71; Bill, 111, 118, 125, 130; enacted, 172.**  
**Pet. for leave to build a wharf, 53; Bill, 467, 481, 485; enacted, 523.**
- Boston and Lake Ontario, transportation between, Pet. of Edward Crane concerning, 287, 308, 313, 314, 324, 326, 341, 362, 363.**  
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- Boston Skating Rink Association, Bill to incorp. (on leave) 299, 355, 365, 372; enacted, 414. Bill to increase its capital, (S.) 484, 494, 505, 524; enacted, 538.
- Boston Yacht Club, Bill to incorp. (on leave) 164, 287, 296, 303; enacted, 315.
- Boston Young Men's Christian Association, Pet. for authority to hold property, 426; Bill, 444, 450, 457; enacted, 553.
- Bounties, so much of Governor's address as relates to, ref'd, 18.  
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- Bowditch Mills, Bill to incorp. (on leave) 418, 463, 474, 482; enacted, 503.
- Boxborough. (See Littleton.)
- Bradley, William, Pet. 222, 270; Report, (leave, &c.) 309; accepted, 316.
- Brevet commissions, Pet. concerning, 247; Bill authorizing the Governor to confer, 359; rej. 378.
- Bristol County, Pet. (of mayor of Taunton concerning a street,) 299; Bill giving the county commissioners of certain powers, 410, 419, 443, 450, 638; rej. 641.
- Broadway Railroad Company, Bill (on leave) to change its name, 434, 466, 481, 485; enacted, 538.
- Brookline and Back Bay Street Railway Company, Pet. for extension of time, 170; Bill, 277, 296, 326, 348; enacted, 384.
- Brookline Hibernian Association, Bill to incorp. (on leave) 33, 52, 55, 58; enacted, 84.
- Brooks, John H., Order concerning allowance to his widow, &c., 317; Report, (inexped.) 534, 543, 549, 593; Resolve, 629, 638; passed, 652.
- Builders' Mutual Fire Insurance Company, Pet. for incorp. of, 34; Bill, 83, 92, 96; enacted, 107.
- Burial Grounds, and the disinterment of dead bodies, Bill concerning, (on leave) 543, 554; rej. 568.

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- Cambridge, City of, Pet. concerning water bonds, 23, 32; Bill, 68, 73, 77; enacted, 107.
- Cambridge and Brookline Bridge, Pet. 23; Bill authorizing them to sell to Cambridge, 406, 411, 415; rej. by the Senate, 445.
- Cambridge Gas Light Company, Pet. of for increase of capital, 39; Bill, 163, 172, 176, 203, 209, 230, 233, 237, 428; enacted, 454.
- Cambridge Land and Building Company, Pet. for incorp. of, 161, 197; Bill, 406, 411, 419; enacted, 465.
- Cambridge, Savings Institution in, Pet. for change of name, 181; Bill, 171, 176, 191; enacted, 222.
- Capen, James, death of announced, and resolutions concerning, 542; Resolve in favor of his widow, 653; passed, 659.
- Cape Cod Harbor, so much of Governor's Address as relates to ref'd, 13; Report of commissioners on, 58, 68; Pet. concerning, 200; Resolve, 197, 202, 211, 214, 236, 241, 248, 254, 347, 413; passed, 490.  
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- Cape Cod Railroad Company, Bill concerning. (See Cape Cod Central Railroad Co., Bill ratifying the sale of, &c.)
- Cape Cod Central Railroad Company, Pets. for extension, 26, 45, 121, 149; Bill, 516, 529, 536; enacted, 547.  
Pets. for confirmation of mortgage, 33; Bill, 187, 191, 195; enacted, 211.  
Pets. for a law compelling it to stop its cars at Rock Station, 152; Report, (leave, &c.) 418; acc'd, 426.  
Bill authorizing it to build a wall across Cohasset Narrows, 380, 543; (remonstr'ce, 558,) 566, 568, 589, 593; enacted, 613.

- Cape Cod Central Railroad Co., ratifying the sale of to Cape Cod R. R., Pet. for, 373.  
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- Catholic Lyceum Association, Bill to incorp. (on leave) 265, 270, 275, 289, 331, 403, 412; enacted, 418.
- Cattle Commissioners, Report of, 38; Report concerning, 157; acc'd, 160.
- Cavalry Drill, Order concerning, 189; Report (inexped.) 238; acc'd, 297.
- Cavalry, Musicians of, &c. (See Militia, &c.) Bill concerning, 553, 592; enacted, 593.
- Central Wharf and Wet Dock Corporation, Bill concerning, not rec'd, 341.
- Chandler, A. C., Pet. for divorce, 170; Report (leave, &c.) 235; acc'd, 241. (See Divorce, Bill in relation to.)
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- Poor's Fund of, Bill to amend an Act incorporating the trustees of, (S.) 554, 580, 589, 593; enacted, 598.
- Police Court of, Pet. of Justice, &c., concerning salary. (See Lynn.)
- Charles River and Warren Bridges, Report of mayor of Charlestown concerning, 50, 152; Report of Com. of Legislature of 1867 concerning, 123, 124, 147, 153, 162, 210, 213, 214, 278; Bill concerning, 627, 628, 629; enacted, 639.
- Charles River Navigation Company, Bill to revive, (on leave) 269, 448, 461, 465; enacted, 523.
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- Holyrood School, Pet. for incorp. of, 46; Bill, 106, 111, 121; enacted, 135.
- Hoosac Tunnel. (See Troy and Greenfield Railroad.)
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- Howard Funds in West Bridgewater, Pet. concerning, 20; Bill, 84, 92, 96, 129; enacted, 136.
- Hudson, Pet. for annexation of a part of Bolton to, 28; Bill, 227, 231, 237; enacted, 248.
- Hull, Town of, Pet. concerning sale of lands, 53; Bill, 579, 581, 589; enacted, 592.
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- Insurance Companies, Bill relating to, (on leave) 559, 591, 594, 599; enacted, 613.  
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- Insurance Companies, Life, communication from, relative to life policies, 476; Report (inexped.) 592; acc'd, 594.
- Intermarriage of first cousins, Order concerning, 95; Report (inexped.) 110; acc'd, 118.
- Inventors' Exchange Co., Pet. for incorp. of, 43; Report (leave, &c.) 147; acc'd, 154.
- Invertebrate animals, Report on, Resolves concerning, 122, 130, 141, 194; passed, 218.  
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- Jamaica Pond Aqueduct Corporation, Pet. 42; Bill giving additional powers to, 358, 376, 378, 408, 436; enacted, 446.
- James, Benjamin, and A. M. Stetson, Resolve on Pet. of, (S.) 271, 288, 296, 303; passed, 315.
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- Juries, Sheriffs', Order concerning increase of pay of, 277; Report (inexped.) 358; acc'd, 366.
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- Kane, James, Pet. 23; Resolve in favor of, 93, 122, 130, 140; passed, 155.
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- Lawrence, City of, Police Court of, *Pet.* of clerk of, 46; Report (leave, &c.) 54; acc'd, 58.
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- Lawrence Branch Railroad. (See Eastern Railroad.)
- Lawrence Savings Bank, *Pet.* for incorp. of, 61, 117; Bill, 159, 167, 173; enacted, 211.
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 Lowell Young Men's Christian Association, Pet. for incorp. of, 28; Bill, 79, 85, 92; enacted, 107.  
 Lynn, City of, Pet. for leave to sell real estate, 38; Report (leave, &c.) 54; acc'd, 58.  
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 Lynn Aqueduct Company, Bill authorizing it to issue bonds, (S.) 549, 554, 568, 577; enacted, 582.  
 Lynn and Boston Railroad Company, Bill concerning, (on leave) 24, 43, 47, 51, 55, 58; enacted, 80.  
 Lynn, Depot in Central Square. (See West Lynn, Depot in.) Bill directing the Eastern Railroad Company to build, 591, 599, 613, 625, 632.  
 Lynn Five Cents Savings Bank, Pet. 81, 116; Bill authorizing it to hold real estate, 147, 153, 158, 194; enacted, 200.

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- Magee Furnace Company, Pet. for leave to extend wharf, 270; Bill, 467, 481, 485; enacted, 523.  
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 Malden, Town of, Pets. for and against setting off South Malden, 22, 32, 61, 65; ref'd to the next Gen. Ct. 162, 173.  
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 Manchester and Lawrence Railroad, Pet. for leave to extend to Lawrence, 30; Report (leave, &c.) 139, 149; acc'd, 153.



- Mann, Horace, Order concerning supplying his works to town libraries, 235; Report (inexped.) 444; acc'd, 450.
- Mansfield and Framingham Railroad, Bill authorizing certain corporations to subscribe for stock in, (on leave) 219, 343, 372, 408, 412; enacted, 453.
- Manual, ordered to be printed, 9, 659.
- Marchant, B. C., Pet. 74. (See Dukess County, Indians of.)
- Marshpee Manufacturing Company, Pet. 58; (remonstr'ce, 174;) Bill authorizing it to hold additional real estate, 309, 315, 318; enacted, 325.
- Marshpee Schools, Resolve in favor of, (on leave) 580, 593, 599; passed, 626.
- Martha's Vineyard Camp Meeting Association, Pet. for incorp. of, (and remonstr'ces,) 49, 94, 131; Bill, 407, 411; enacted, 418.
- Martin, Dr. O., Pet. 32; Report (leave, &c.) 68; acc'd, 73.
- Martin, William, Pet. 49; Report (leave, &c.) 129; acc'd, 140.
- Mason, Julian O., Pet. 293; Report (leave, &c.) 459; acc'd, 475.
- Massachusetts Live Stock Insurance Company, Pet. for incorp. of, 20; Bill, 79, 84, 92; enacted, 108.
- Massachusetts Powder Works, Bill to change the name of, (on leave) 146, 194, 199, 204, 219, 223, 227; enacted, 240.
- Massachusetts Sabbath School Society, Pet. 34; Bill (on leave) to unite it with the Cong. Board of Publication, 157, 160, 168; enacted, 191.
- Massachusetts Surety Insurance Company, Bill incorporating, 505; (see Mercantile Aid Association;) ref'd to the next Gen. Ct., 525.
- Masters in chancery, appointment of in Essex, Middlesex and Suffolk, Order concerning, 265; Bill, 335, 348, 351, 436; enacted, 446.
- Maverick Bridge Company, Pets. for and against incorp. of, 92, 93, 109, 116, 121, 137, 145, 155, 161, 174, 188, 192, 196, 201, 210, 212, 216, 218, 223, 224, 233, 234, 245, 265, 267, 298, 305, 334, 377, 407; Bill to incorp. 591, 625, 623; enacted, 634; vetoed, 673; passed, notwithstanding the objections, 674.
- Mayhew, Smith, Pet. 86, 582, 589; Report on acc'd, 594.
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- McIntire, John, Pet. 105; Resolve in favor of, 190, 219, 223, 227; passed, 232.
- Mechanics' Mills in Fall River, Bill to incorp. (on leave) 449, 484, 492, 502; enacted, 523.
- Bill authorizing them to construct a wharf, (on leave) 484, 549, 555, 568; enacted, 578.
- Medford, Town of, Pet. for authority to pay bounties, 245; Resolve, 309, 318, 320; passed, 360.
- Melroe and South Reading Horse Railroad, Pet. for leave to extend, 314; Bill, 543, 560, 568; enacted, 578; Bill in addition, rej. 664, 668.
- Mercantile Aid Association, Pet. for incorp. of, 94, 133. (See Massachusetts Surety Insurance Company.)
- Merchants' and Farmers' Insurance Company, Pet. 60; Bill to continue, &c. 83, 92, 96; enacted, 107.
- Merrimack River, fishing in, Pets. concerning, 285, 298, 305; Report, (leave, &c.) 375; acc'd, 379.
- Merrimack Valley Horse Railroad, Pet. 53, 104; Bill in addition to an Act to incorp. 420, 484; enacted, 503.
- Methodist Theological Seminary, Pet. 40; Bill amending its charter, 60, 62, 66; enacted, 72.
- Metric System. (See Schools.)
- Middlesex County, Probate Courts in, Bill (on leave) concerning, 362, 374, 378, 408; enacted, 503.
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- Milford, clerk of police court of, Pet. concerning salary 55; Report, (leave, &c.) 444; acc'd, 450; Resolve concerning, leave to introduce refused, 462.
- Milford and Woonsocket Railroad Co., Pet. for leave to lease, 53; Bill, 111, 118, 126; enacted, 155.
- Petition for leave to mortgage, 271; Bill, 447, 456, 460; enacted, 503.
- Militia, so much of Gov.'s address as relates to, ref'd, 13; Bill concerning, 527, 527, 558. (See Cavalry, Musicians of.)
- Militia Law, Order for printing, 633.
- Military claims. Order concerning, 229; Report (inexped.) 483; acc'd, 505.
- Mill-Dam road, (see Western Avenue) Bill concerning, (and connecting roads) 466, 483, 501; enacted, 559.
- Miller, Catherine M., Pet. 42, 50; Report (leave, &c.) acc'd, 104.
- Mills, (Grist) Pet. concerning tolls, 51; Report (leave, &c.) 220, 223, 236, 241; Bill, 294, 303, 311; rej. by the Senate, 360.
- Milk, adulteration of, Pets. concerning, 210, 316, 435; Bill, 516, 532, 536, 539; enacted, 554.
- Ministerial funds, Order concerning, 64; Report (inexped.) 83; acc'd, 91.
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- Morrill Pond, in Wendell, Bill (on leave) to protect trout in, 420, 549, 555, 568; enacted, 578.
- Morse, Elizabeth W., Pet., 273; Resolve in favor of, 377, 436, 441, 446, 461, 463, 490, 502, 505. (See chapter 338 of Acts of 1868.)
- Morse, Sidney B., Pet. 93; Bill authorizing him to construct a wharf, 495, 524, 529; enacted, 547.
- Mortgaged real estate, Order concerning exemption of, &c., 24; Report (inexped.) 89; acc'd, 44.
- Mortgages of real estate, Bill concerning (S.) 421, 427, 437, 441; enacted, 454.
- Morton, William S., Pet. for inquiry into his official conduct, 46; Report (leave, &c.) 68; acc'd, 73.
- Mount Holyoke Female Seminary, Pet., 198.  
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- Mount Hope Iron Co., Pet. for increase of capital, 46, 67; Bill, 92, 96, 105; enacted, 134.
- Murder, indictments for, Bill concerning, 138, 148, 154; rej. by the Senate, 445.
- Murphy, John, Pet. 256; Resolve, in favor of, 270, 327, 352, 376, 378; passed, 437.
- Museum of Comparative Zoology, Annual Report of, 491, 648; Pet. for aid to, 407, 462; Resolve in favor of, 455, 483, 501, 524, 532; appropriation for Williams College, incorporated therein, 560, 573, 611, 613, 626, 634; passed, 652.
- Musicians' Union Relief Fund, Pet. for incorp. of, 55, 171; Bill, 194, 199, 203; enacted, 384.
- Mystic River, re-stocking of, with fish, Bill concerning, (on leave) 245, 277, 297, 303; enacted, 352.
- Mystic River Improvement Co., Order concerning its filling, 201; Report (inexped.) 463; acc'd, 474.
- Mystic River Railroad, Pet. for extension of time, 28; Bill, 58, 60, 62, 65; enacted, 88.
- Myers, Charlotte E., Pet. 21. (See Indians, Punkapog.)

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- Natick, Methodist Episcopal Churches in, real estate of, Bill concerning, (on leave) 248, 295, 359; enacted, 367.
- National affairs, so much of Gov.'s address as relates to, ref'd, 13; Resolves concerning, 581, 600; passed, 601.
- Natural history, so much of Gov.'s address as relates to, ref'd, 13.
- Naturalization, Order concerning, 27; Bill, 39, 44, 47, 525, 537; rej. 544.
- Naumkeag Mutual Fishing Insurance Co., Pet. for incorp. of, 271; Bill, 323, 328, 336; enacted, 363.
- Naumkeag Steam Cotton Co., Pet. for increase of capital, 309; Bill, 359, 365, 372; enacted, 384.
- Needle Women, Association for the benefit of, Bill to incorp. (on leave) 307, 326, 336, 349; enacted, 418.
- Needle Woman's Friend Society, Pet. 285; Bill to amend its charter, 327, 336, 349; enacted, 360.
- Negotiable Instruments, notice of non-acceptance of, &c., Pet. concerning, 145, 229, 255; Bill, 466, 481, 485; enacted, 553.
- Neptune Woollen-Manufg Co., Pet. for incorp. of, 94, 127; Bill, 342, 351, 356; enacted, 405.
- New Bedford City Missionary Society, Pet. 40; Bill, 93, 105, 107; enacted, 115.
- New Bedford, Charter of, Bill to amend (S.) 421, 428, (Pet. concerning, 423), 439, 441; enacted, 477.
- New Bedford Water Act, Pet. for amendment of, 133; Bill, 190, 195, 199; enacted, 214.
- Newburyport, City of, Pet. that it may be allowed to take stock in Newburyport and Amesbury Horse Railroad, 298; Bill (on leave) 299, 358, 368, 408, 419, 439, 445, 461, 495, 517, 532, 548; enacted, 578.
- Bill to amend its charter, (on leave) 464, 516, 529, 535; enacted, 547, [Record omitted by mistake in the printed Journal.]
- Newburyport Savings Bank, Bill (on leave) authorizing it to hold real estate, 357, 484, 492, 502; enacted, 523.
- Newburyport and Plum Island Railroad, Pet. for, 121, 148; Bill, 220, 223, 227; enacted, 272.
- New Church Union, (Boston) Bill to change name, (on leave) 89, 202, 211, 214, 248, 491; enacted, 503.
- New England Agricultural Society, Bill to incorp. (on leave) 153, 198, 203, 211; enacted, 222.
- New England Historic Genealogical Society, Bill to enable it to hold property, (on leave) 133, 264, 267, 271; enacted, 284.
- New England Hospital for Women and Children, Pet. 42; Resolve in favor of, 266, 278, 289, 297, 358, 365; passed, 385.
- New England Liquid Fuel Co., Pet. for incorp. of, 24; Bill, 106, 111, 125, 130, 131, 134; enacted, 135.
- New England Mutual Marine Insurance Co., Pet. of for amendment of charter, 70; Bill, 153, 158, 160; enacted, 172.
- New London Northern Railroad, Bill authorizing it to establish a line of boats, (on leave) 213, 484, 492, 525; enacted, 538.
- Newman, Stephen I., Pet. 124; Resolve in his favor, 315, 341, 361, 366, 385, 421, 432, 443, 451, 462, 490, 505, 524. (See chapter 338 of Acts of 1868.)
- New South Meeting-House in Boston, Bill concerning, (on leave) 93, 230, 233, 237; enacted, 258.
- Newspapers and reading room for the House, Orders concerning, 57, 63, 67.

- Newton House Company, Pet. for incorp. of, 45, 78; Bill, 122, 130, 141, 171; enacted, 191.
- Nichols Academy, Pet. of for State aid, not rec'd, 355.
- Ninth Regiment, payment of, Order concerning, 259, 287; Resolve concerning uniforms furnished to, 484, 492, 502; passed, 534.
- Nolan, Mary Ann, Pet. 216; Resolve in favor of, 236, 287, 296, 303; passed, 332.
- Nonantum Horse Railroad Company, Bill to incorp. (on leave) 277, (remonstr'ce, 298,) 359, 365, 372; enacted, 384.
- Norfolk County, Probate Courts in, Bill concerning, (S.) 440, 466, 481, 485; enacted, 503.
- Treasurer of, requested to give information, 75; communication from, 102.
- North American Fire Insurance Company, Pet. 222, 224; Bill in addition to an Act to incorp. 323, 328, 336, 483, 501, 505; enacted, 553.
- Northampton, Hadley and Amherst Street Railroad Company, Pets. for and against amendment of charter, 259, 327; Bill reducing its capital, 524, 529, 537; enacted, 577.
- Northampton and Shelburne Falls Railroad Company, Pets. for State aid, 305, 312, 362, 426, 447; Report (leave, &c.) 448, 475, 481, 489, 517; acc'd, 536, 539. (See Conway.)
- Northampton Lunatic Hospital, change of land by, Order, 464; Resolve, 534, 541, 544; passed, 578.
- North Andover, First Methodist Society in, Pet. of, 81; Bill concerning, 258, 267, 271; enacted, 304.
- North Andover and Boxford, Pet. for change of line between, 150; Report (leave, &c.) 163; acc'd, 173.
- North Andover Mills, Bill in relation to, (on leave) 350, 407, 411, 415; enacted, 425.
- North Bridgewater, Town of, Pet. of for an Act authorizing it to pay bounties, 362; Bill, 380, 411; enacted, 442.
- Northern Michigan Railroad, Resolutions in favor of, (on leave) 124, 139; rej. 149.
- North River, in Marshfield, Bridge over, Pet. concerning, 238, 257; Bill authorizing Plymouth County commissioners to build, 406, 413, 414; enacted, 454.
- Norwich and Worcester Railroad, Order concerning its financial relations with the State, 103; ref'd to the next Gen. Ct. 660.
- Nowell, Oliver, Pet. 27; Resolve in favor of, 213, 327, 343, 351, 368, 409, 421, 432, 443, 463. (See chap. 338 of Acts of 1868.)
- Nugent, William C., Pet. concerning, 48; Resolution concerning his case, 287, 296; passed, 302; message of Governor concerning the same, 367.

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- Oak Bluffs Land and Wharf Company, Bill to incorp. (on leave) 67, 163, 172, 176; enacted, 217.
- Obscene Prints, Order concerning, 127; Report (inexped.) 157; acc'd, 160.
- Offenders, detection of, Order concerning, 156; Bill, 163, 172, 186; rej. by the Senate, 211.
- Officers' pay, Order concerning, 43; Report (inexped.) acc'd, 104.
- Offices, incompatibility of, Order concerning, 49; Bill, 76, 80, 85; enacted, 134.
- Oils, Coal and other, inspectors of, Order concerning, 435; Report (inexped.) 459; acc'd, 465.
- Orange, First Congregational Parish in, Pet. concerning, 256; Bill to change its name, 407, 411, 415; enacted, 425.
- Ordinance, Heavy, so much of Governor's address as relates to, ref'd, 21; message from Governor concerning, 79; Order concerning, 129; statement of Auditor concerning, 248; Report of com. on, (inexped.) acc'd, 435.

Orleans to Provincetown, Pet. for a railroad from, 28.  
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Palmer, Town of, Order concerning legalization of its doings, 257; Bill, 287, 296, 303; enacted, 325.  
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     Second resolve in favor of, 407, 420, 439, 441, 456, 463. (See chap. 338 of Acts of 1868 )  
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 Paupers, State Lunatic, Resolve in relation to the support of, 124, 137, 152, 158, 160; passed, 200.  
 Pauper Children, removal of, Pets. concerning, 174, 229, 273; Report (inexped.) 516; acc'd, 529.  
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 Peabody Academy of Science, Pet. for incorp. of, 164; Bill, 295, 302, 311; enacted, 325.  
 Peabody, Loa N., Resolve in favor of, (on leave) 257, 270, 323, 328, 340, 346, 349; passed, 385.  
 Peabody, Torrey, Pet. 121; Report (leave, &c.) 147; acc'd, 153.  
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 Penobscot Steamship Company, Pet. for incorp. of, 264; Bill, 381, 409, 412; enacted, 425.  
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 Plymouth, County of, Probate Courts in, Bill concerning, 307, 342, 348, 351; enacted, 418.  
 Plymouth Young Men's Literary Institute, Bill to incorp. (on leave) 426, 444, 450, 457; enacted, 503.  
 Pneumatic Dispatch Company, Bill in addition to an Act to incorp. (on leave) 299, 417, 425, 439; enacted, 477.  
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     Order for the opinion of the S. J. Court concerning the validity of the veto, 150, 168, 169, 235, 236, 241.  
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